

525 Rec'd PCT/PTO 18 SEP 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FILING NATIONAL PHASE OF
PCT APPLICATION UNDER 35 U.S.C. 371 AND 37 CFR 1.494 OR 1.495

097646353

To: Asst. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

(Our Deposit Account No. 03-3975)

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)

Atty Dkt: PM 273884 /P00428US
M# /Client Ref.

From: Pillsbury Madison & Sutro LLP, IP Group:

Date: September 18, 2000 (MONDAY)

This is a **REQUEST** for **FILING** a PCT/USA National Phase Application based on:

1. International Application	2. International Filing Date	3. Earliest Priority Date Claimed
PCT/GB99/00816 ↑ country code	17 MAR 1999 Day MONTH Year	17 MAR 1998 Day MONTH Year (use item 2 if no earlier priority)

4. Measured from the earliest priority date in item 3, this PCT/USA National Phase Application Request is being filed within:

(a) ☐ 20 months from above item 3 date (b) ☒ 30 months from above item 3 date,

(c) Therefore, the due date (unextendable) is September 17, 2000 (SUNDAY)

5. Title of Invention NUCLEIC ACID BINDING PROTEINS

6. Inventor(s) CHOO, Yen

Applicant herewith submits the following under 35 U.S.C. 371 to effect filing:

7. ☒ Please immediately start national examination procedures (35 U.S.C. 371 (f)).

8. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)) is transmitted herewith (file if in English but, if in foreign language, file only if not transmitted to PTO by the International Bureau) including:

a. ☒ Request;

b. ☒ Abstract;

c. 47 pgs. Spec. and Claims;

d. 7 sheet(s) Drawing which are ☐ informal ☒ formal of size ☒ A4 ☐ 11"

9. ☒ A copy of the International Application has been transmitted by the International Bureau.

10. A translation of the International Application into English (35 U.S.C. 371(c)(2))

a. ☐ is transmitted herewith including: (1) ☐ Request; (2) ☐ Abstract;

(3) _____ pgs. Spec. and Claims;

(4) _____ sheet(s) Drawing which are:

☐ informal ☐ formal of size ☐ A4 ☐ 11"

b. ☐ is not required, as the application was filed in English.

c. ☐ is not herewith, but will be filed when required by the forthcoming PTO Missing Requirements Notice per Rule 494(c) if box 4(a) is X'd or Rule 495(c) if box 4(b) is X'd.

d. ☐ Translation verification attached (not required now).

534 Rec'd PCT/PTO 18 SEP 2000

11. ☒ **PLEASE AMEND** the specification before its first line by inserting as a separate paragraph:
a. ☒ --This application is the national phase of international application PCT/GB99/00816
filed March 17, 1999 which designated the U.S.--
b. ☐ --This application also claims the benefit of U.S. Provisional Application No.
60/____, filed ____--
12. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)), i.e., **before 18th month** from first priority date above in item 3, are transmitted herewith (file only if in English) including:
13. ☒ PCT Article 19 claim amendments (if any) have been transmitted by the International Bureau
14. ☐ Translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)), i.e., of **claim amendments** made before 18th month, is attached (**required by 20th month from the date in item 3 if box 4(a) above is X'd, or 30th month if box 4(b) is X'd, or else amendments will be considered canceled**).
15. **A declaration of the inventor** (35 U.S.C. 371(c)(4))
a. ☐ is submitted herewith ☐ Original ☐ Facsimile/Copy
b. ☒ is not herewith, but will be filed when required by the forthcoming PTO Missing Requirements Notice per Rule 494(c) if box 4(a) is X'd or Rule 495(c) if box 4(b) is X'd.
16. **An International Search Report (ISR):**
a. Was prepared by ☒ European Patent Office ☐ Japanese Patent Office ☐ Other
b. ☒ has been transmitted by the international Bureau to PTO.
c. ☒ copy herewith (3 pg(s).) ☒ plus Annex of family members (1 pg(s).).
17. **International Preliminary Examination Report (IPER):**
a. ☒ has been transmitted (if this letter is filed after 28 months from date in item 3) in English by the International Bureau with Annexes (if any) in original language.
b. ☒ copy herewith in English.
c.1 ☒ IPER Annex(es) in original language ("Annexes" are amendments made to claims/spec/drawings during Examination) including attached amended:
c.2 ☐ Specification/claim pages #__ claims #
Dwg Sheets #
d. ☐ Translation of Annex(es) to IPER (**required by 30th month due date, or else annexed amendments will be considered canceled**).
18. **Information Disclosure Statement** including:
a. ☒ Attached Form PTO-1449 listing documents
b. ☒ Attached copies of documents listed on Form PTO-1449
c. ☒ A concise explanation of relevance of ISR references is given in the ISR.
19. ☐ **Assignment** document and Cover Sheet for recording are attached. Please mail the recorded assignment document back to the person whose signature, name and address appear at the end of this letter.
20. ☐ Copy of Power to IA agent.
21. ☐ **Drawings** (complete only if 8d or 10a(4) not completed): __ sheet(s) per set: ☐ 1 set informal; ☐ Formal of size ☐ A4 ☐ 11"
22. ☐ __ (No.) **Verified Statement(s)** establishing "small entity" status under Rules 9 & 27
23. **Priority** is hereby claimed under 35 U.S.C. 119/365 based on the priority claim and the certified copy, both filed in the International Application during the international stage based on the filing in (country) Great Britain of:
- | | <u>Application No.</u> | <u>Filing Date</u> | | <u>Application No.</u> | <u>Filing Date</u> |
|-----|------------------------|--------------------|-----|------------------------|--------------------|
| (1) | 9805576.7 | 17 MAR 1998 | (2) | 9806895.0 | 31 MAR 1998 |
| (3) | 9807246.5 | 03 APR 1998 | (4) | | |
| (5) | | | (6) | | |
- a. ☒ See Form PCT/IB/304 sent to US/DO with copy of priority documents. If copy has not been received, please proceed promptly to obtain same from the IB.
b. ☐ Copy of Form PCT/IB/304 attached.

RE: USA National Filing of PCT/GB99/00816

24. Attached:

534 Rec'd PCT/PTO 18 SEP 2000

25. Preliminary Amendment:

25.5 Per Item 17.c2, cancel original pages #__, claims #__, Drawing Sheets #**26. Calculation of the U.S. National Fee (35 U.S.C. 371 (c)(1)) and other fees is as follows:**Based on amended claim(s) per above item(s) ☐ 12, ☐ 14, ☐ 17, ☐ 25, ☐ 25.5 (hilitte)

Total Effective Claims	minus 20 =	x \$18/\$9	= \$0	966/967
Independent Claims	minus 3 =	x \$78/\$39	= \$0	964/965
If any proper (ignore improper) Multiple Dependent claim is present,		add \$260/\$130	+0	968/969

BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(4)): →→ **BASIC FEE REQUIRED, NOW** →→→→A. If country code letters in item 1 are not "US", "BR", "BB", "TT", "MX", "IL", "NZ", "IN" or "ZA"

See item 16 re:

1. Search Report was <u>not</u> prepared by EPO or JPO -----	add \$970/\$485	960/961
2. Search Report was prepared by EPO or JPO -----	add \$840/\$420 +840	970/971

SKIP B, C, D AND E UNLESS country code letters in item 1 are "US", "BR", "BB", "TT", "MX", "IL", "NZ", "IN" or "ZA"

→ <input type="checkbox"/> B. If <u>USPTO</u> did not issue <u>both</u> International Search Report (ISR) and (if box 4(b) above is X'd) the International Examination Report (IPER), -----	add \$970/\$485	+0	960/961
(X) (only) → <input type="checkbox"/> C. If <u>USPTO</u> issued ISR but not IPER (or box 4(a) above is X'd), -----	add \$690/\$345	+0	958/959
(these) (4) → <input type="checkbox"/> D. If <u>USPTO</u> issued IPER but IPER Sec. V boxes <u>not all</u> 3 YES, -----	add \$670/\$335	+0	956/957
(boxes) → <input type="checkbox"/> E. If international preliminary examination fee was paid to <u>USPTO</u> and Rules 492(a)(4) and 496(b) <u>satisfied</u> (IPER Sec. V <u>all</u> 3 boxes YES for <u>all</u> claims), -----	add \$96/\$48	+0	962/963

27. **SUBTOTAL = \$840**

28. If Assignment box 19 above is X'd, add Assignment Recording fee of ---\$40 +0 (581)

29. Attached is a check to cover the ----- **TOTAL FEES \$840**

Our Deposit Account No. 03-3975

Our Order No. 71278

C#

273884

M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 and 492 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown above for which purpose a duplicate copy of this sheet is attached.

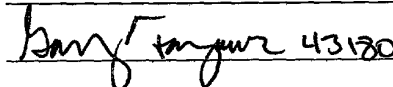
This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed

Pillsbury Madison & Sutro LLP
Intellectual Property Group

1100 New York Avenue, NW
 Ninth Floor
 Washington, DC 20005-3918
 Tel: (202) 861-3000
 Atty/Sec: PNK/sdm

By Atty: Paul N. Kokulis

Sig:



Reg. No. 16773

Fax: (202) 822-0944
 Tel: (202) 861-3503

NOTE: File in duplicate with 2 postcard receipts (PAT-103) & attachments.

Inventor(s): CHOO, Yen
Appl. No.: 09/646,353 or Patent No.: _____
Filed: September 18, 2000 or Issued.: _____
Title: NUCLEIC ACID BINDING PROTEINS

(Atty. Dkt.
273884/P00428
M# / Client Ref.

SMALL ENTITY STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(d) and 1.27 (c)) - SMALL BUSINESS CONCERN

I hereby state that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:
NAME OF CONCERN Endag Limited
ADDRESS OF CONCERN 1-3 Burtonhole Lane, Mill Hill, London NW7 1AD, United Kingdom

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention **entitled: NUCLEIC ACID BINDING PROTEINS** by inventor(s) Yen CHOO described in

- x → ☐ the specification filed herewith,
one → ☒ Application No. 009/646,353, filed September 18, 2000
box → ☐ Patent No. _____, issued

If the rights held by the above identified small business concern are not exclusive, each small entity individual, concern or organization having rights to the invention is listed in (A) and (B) below and no rights to the invention are held by any person, other than the inventor, who could not qualify under 37 CFR 1.9(c) as an independent inventor if that person had made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

(A) FULL NAME of assignee/licensee/grantee/conveyee*
ADDRESS

- ☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

(B) FULL NAME of assignee/licensee/grantee/conveyee*
ADDRESS

- ☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

*NOTE: Separate statement is required from each person, concern or organization named in (A) and (B) above having rights to the invention, averring to his/her/its status as a small entity. (37 CFR 1.27)

I acknowledge the duty to file, in this case, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

NAME OF PERSON SIGNING
TITLE OF PERSON OTHER THAN OWNER
ADDRESS OF PERSON SIGNING

SIGNATURE Yen Choo DATE 27 Oct 00

Inventor(s): CHOO, Yen
Appln. 09/646,353 or Patent No.: _____

Atty. Dkt.
PM 273884/P00428US
M# / Client Ref.

Filed: September 18, 2000 or Issued: _____

For: NUCLEIC ACID BINDING PROTEINS

SMALL ENTITY STATEMENT CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27 (b)) - **INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled as above and described in

X ☐ the specification filed herewith
one → ☒ Application No. 09/646,353, filed September 18, 2000
box → ☐ Patent No. _____, issued

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, convey or license any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each (small entity) person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention

X → ☐ there is no such person, concern, or organization.
one → ☒ such persons, concerns or organizations are listed in (A) and (B) below:

(A) FULL NAME of assignee/licensee/grantee/conveyee* Gendag Limited
ADDRESS 1-3 Burtonhole Lane, Mill Hill, London NW7 1AD, United Kingdom
☐ INDIVIDUAL ☒ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

(B) FULL NAME of assignee/licensee/grantee/conveyee*
ADDRESS
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

*NOTE: Separate verified statement is required from each person, concern or organization named in (A) and (B) above having rights to the invention, averring to his/her/its status as a small entity. (37 CFR 1.27)

I acknowledge the duty to file, in this case, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

1. CHOO, Yen
NAME OF INVENTOR
[Signature]
Signature of Inventor
27/10/2000
Date

2. _____
NAME OF INVENTOR

Signature of Inventor

Date

3. _____
NAME OF INVENTOR

Signature of Inventor

Date

Inventor(s) CHOO, Yen
 Appin 09/646,353 or Patent No. _____
 Filed September 18, 2000 or Issued: _____
 For: NUCLEIC ACID BINDING PROTEINS

Atty Dkt.
 PM 273884/P00428US
 M# / Client Ref

SMALL ENTITY STATEMENT CLAIMING SMALL ENTITY
 STATUS (37 CFR 1.9(f) and 1.27 (b)) - **INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled as above and described in

X ☐ the specification filed herewith
 one → ☒ Application No 09/646 353, filed September 18, 2000
 box → ☐ Patent No. _____, issued

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, convey or license any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(a) or a nonprofit organization under 37 CFR 1.9(e).

Each (small entity) person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention


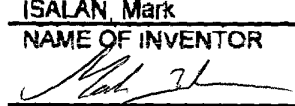
X → ☐ there is no such person, concern, or organization.
 one → ☒ such persons, concerns or organizations are listed in (A) and (B) below:

(A) FULL NAME of assignee/licensee/grantee/conveyee* Gendaq Limited
 ADDRESS 1-3 Burtonhole Lane, Mill Hill London NW7 1AD United Kingdom
☐ INDIVIDUAL ☒ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

(B) FULL NAME of assignee/licensee/grantee/conveyee*
 ADDRESS
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

*NOTE: Separate verified statement is required from each person, concern or organization named in (A) and (B) above having rights to the invention, averring to his/her/its status as a small entity (37 CFR 1.27)

I acknowledge the duty to file, in this case, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

1. <u>CHOO, Yen</u>	2. <u>ISALAN, Mark</u>	3. _____
NAME OF INVENTOR	NAME OF INVENTOR	NAME OF INVENTOR
		
Signature of Inventor	Signature of Inventor	Signature of Inventor
<u>12/2/01</u>	<u>13/2/01</u>	
Date	Date	Date

09/646353

APPLICATION UNDER UNITED STATES PATENT LAWS

Atty. Dkt. No. PM 273884

(M#)

534 Rec'd PCT/PTO 18 SEP 2000

Invention: NUCLEIC ACID BINDING PROTEINS

Inventor (s): CHOO, Yen

Pillsbury Madison & Sutro LLP
Intellectual Property Group
1100 New York Avenue, NW
Ninth Floor
Washington, DC 20005-3918
Attorneys
Telephone: (202) 861-3000

This is a:

- ☐ Provisional Application
- ☐ Regular Utility Application
- ☐ Continuing Application
☒ The contents of the parent are incorporated by reference
- ☒ PCT National Phase Application
- ☐ Design Application
- ☐ Reissue Application
- ☐ Plant Application
- ☐ Substitute Specification
Sub. Spec Filed _____
in App. No. _____ / _____
- ☐ Marked up Specification re
Sub. Spec. filed _____
In App. No. _____ / _____

SPECIFICATION

The present invention relates to DNA binding proteins. In particular, the invention relates to a method for designing a protein which is capable of binding to a defined
5 methylated DNA sequence but not to an equivalent unmethylated DNA sequence.

Protein-nucleic acid recognition is a commonplace phenomenon which is central to a large number of biomolecular control mechanisms which regulate the functioning of eukaryotic and prokaryotic cells. For instance, protein-DNA interactions form the basis
10 of the regulation of gene expression and are thus one of the subjects most widely studied by molecular biologists.

A wealth of biochemical and structural information explains the details of protein-DNA recognition in numerous instances, to the extent that general principles of recognition
15 have emerged. Many DNA-binding proteins contain independently folded domains for the recognition of DNA, and these domains in turn belong to a large number of structural families, such as the leucine zipper, the "helix-turn-helix" and zinc finger families.

Despite the great variety of structural domains, the specificity of the interactions observed
20 to date between protein and DNA most often derives from the complementarity of the surfaces of a protein α -helix and the major groove of DNA [Klug, (1993) Gene 135:83-92]. In light of the recurring physical interaction of α -helix and major groove, the tantalising possibility arises that the contacts between particular amino acids and DNA bases could be described by a simple set of rules; in effect a stereochemical recognition
25 code which relates protein primary structure to binding-site sequence preference.

It is clear, however, that no code will be found which can describe DNA recognition by all DNA-binding proteins. The structures of numerous complexes show significant differences in the way that the recognition α -helices of DNA-binding proteins from
30 different structural families interact with the major groove of DNA, thus precluding similarities in patterns of recognition. The majority of known DNA-binding motifs are not particularly versatile, and any codes which might emerge would likely describe binding to a very few related DNA sequences.

Even within each family of DNA-binding proteins, moreover, it has hitherto appeared that the deciphering of a code would be elusive. Due to the complexity of the protein-DNA interaction, there does not appear to be a simple "alphabetic" equivalence
5 between the primary structures of protein and nucleic acid which specifies a direct amino acid to base relationship.

International patent application WO 96/06166 addresses this issue and provides a "syllabic" code which explains protein-DNA interactions for zinc finger nucleic acid
10 binding proteins. A syllabic code is a code which relies on more than one feature of the binding protein to specify binding to a particular base, the features being combinable in the forms of "syllables", or complex instructions, to define each specific contact.

Our copending UK patent applications, GB 9710805.4, 9710806.2, 9710807.0,
15 9710808.8, 9710809.6, 9710810.4, 9710811.2 and 9710812.0 describe improved techniques for designing zinc finger polypeptides capable of binding desired nucleic acid sequences. In combination with selection procedures, such as phage display, set forth for example in WO 96/06166, these techniques enable the production of zinc finger polypeptides capable of recognising practically any desired sequence.

20 Zinc finger domains studied and produced to date are capable of binding to recognition sequences composed by any of four nucleic acid bases: A, C, G or T (U in RNA). However, the DNA of many organisms includes also a fifth base, 5-methylcytosine (5-meC or, in nucleotide sequences herein, M). 5-meC arises from specific methylation
25 of cytosine, and is used to mark the genome or to increase its information content. 5-methylcytosine is well known to affect protein-DNA interactions, for instance inhibiting cleavage of DNA by certain restriction enzymes. In vertebrates, cytosine is frequently methylated when directly preceding guanine, as in the dinucleotide CpG. This type of methylation generally down-regulates vertebrate gene expression, and can also
30 prevent the binding of many eukaryotic transcription factors to DNA. Yet the zinc finger transcription factors tested to date, Sp1 and YY1, are not affected by CpG methylation of

their DNA binding sites, suggesting that zinc fingers are incapable of discriminating between cytosine and 5-meC.

Since methylated cytosine bases are involved with many regulatory interactions in gene
5 expression, and particularly in eukaryotic, including human, gene expression, the
production of zinc finger polypeptides which specifically target methylated cytosine
bases would be highly desirable. Such polypeptides, in order to be useful, must be able to
differentiate DNA sequences in which cytosine is methylated to 5-meC from identical
non-methylated sequences.

10

Further nucleic acid base modifications are known in the art. For example, brominated
nucleosides are known, such as Br-dU. Being photolabile, brominated nucleosides are
useful in the determination of DNA-protein complex structure. Br-dU containing
oligonucleotides are also useful as probes, since antibodies are available which recognise
15 Br-dU. Moreover, in antisense oligonucleotide chemistry, the use of backbone
modifications to improve oligonucleotide stability is well known; for example,
phosphorothioate and 2'-O methylation are commonplace. Such backbone-modified
nucleosides, and other nucleosides, may also be C-5 modified. For example, C-5 propyne
derivatives and C-5 methylpyrimidine nucleosides are known and used in antisense
20 nucleic acid chemistry.

Specific detection of modified nucleotides, and preferential binding of DNA-binding
proteins thereto, is desirable. However, agents which are capable of reliably targeting a
protein to a modified nucleic acid in a sequence-specific manner are not available in the
25 art.

Summary of the Invention

We have now determined that modified nucleosides can be specifically recognised, over
30 unmodified equivalents, by zinc finger polypeptides in a sequence-dependent manner.
The invention accordingly provides a method for producing a zinc finger polypeptide

00277 6524960

which binds to a target nucleic acid sequence containing a modified nucleic acid base, but not to an identical sequence containing the equivalent unmodified base.

In the present invention, a "modified" base is a nucleic acid base other than A, C, G or T as they occur in DNA in nature. Thus, the term modified includes methylated bases, such as 5-meC which occurs naturally in DNA, and base analogues, including naturally-occurring analogues such as U and artificial analogues such as I, backbone-modified bases and other artificial nucleosides.

In a first embodiment, the invention provides a method for preparing a DNA binding polypeptide of the Cys2-His2 zinc finger class capable of binding to a DNA triplet in target DNA sequence comprising 5-meC as the central residue in the target DNA triplet, wherein binding to the 5-meC residue by an α -helical zinc finger DNA binding motif of the polypeptide is achieved by placing an Ala residue at position +3 of the α -helix of the zinc finger.

All of the DNA-binding residue positions of zinc fingers, as referred to herein, are numbered from the first residue in the α -helix of the finger, ranging from +1 to +9. "-1" refers to the residue in the framework structure immediately preceding the α -helix in a Cys2-His2 zinc finger polypeptide. Residues referred to as "++" are residues present in an adjacent (C-terminal) finger. Where there is no C-terminal adjacent finger, "++" interactions do not operate.

Cys2-His2 zinc finger binding proteins, as is well known in the art, bind to target nucleic acid sequences via α -helical zinc metal atom co-ordinated binding motifs known as zinc fingers. Each zinc finger in a zinc finger nucleic acid binding protein is responsible for determining binding to a nucleic acid triplet in a nucleic acid binding sequence. Preferably, there are 2 or more zinc fingers, for example 2, 3, 4, 5 or 6 zinc fingers, in each binding protein. Advantageously, there are 3 zinc fingers in each zinc finger binding protein.

The method of the present invention allows the production of what are essentially artificial DNA binding proteins. In these proteins, artificial analogues of amino acids may be used, to impart the proteins with desired properties or for other reasons. Thus, the term "amino acid", particularly in the context where "any amino acid" is referred to, means any sort of natural or artificial amino acid or amino acid analogue that may be employed in protein construction according to methods known in the art. Moreover, any specific amino acid referred to herein may be replaced by a functional analogue thereof, particularly an artificial functional analogue. The nomenclature used herein therefore specifically comprises within its scope functional analogues of the defined amino acids.

The α -helix of a zinc finger binding protein aligns antiparallel to the nucleic acid strand, such that the primary nucleic acid sequence is arranged 3' to 5' in order to correspond with the N terminal to C-terminal sequence of the zinc finger. Since nucleic acid sequences are conventionally written 5' to 3', and amino acid sequences N-terminus to C-terminus, the result is that when a nucleic acid sequence and a zinc finger protein are aligned according to convention, the primary interaction of the zinc finger is with the - strand of the nucleic acid, since it is this strand which is aligned 3' to 5'. These conventions are followed in the nomenclature used herein. It should be noted, however, that in nature certain fingers, such as finger 4 of the protein GLI, bind to the + strand of nucleic acid: see Suzuki *et al.*, (1994) NAR 22:3397-3405 and Pavletich and Pabo, (1993) Science 261:1701-1707. The incorporation of such fingers into DNA binding molecules according to the invention is envisaged.

The invention provides a solution to a problem hitherto unaddressed in the art, by permitting the rational design of polypeptides which will bind DNA triplets containing a 5-meC residue, but not identical triplets containing a C residue.

The present invention may be integrated with the rules set forth for zinc finger polypeptide design in our copending UK patent applications listed above. In a preferred aspect, therefore, the invention provides a method for preparing a DNA binding polypeptide of the Cys2-His2 zinc finger class capable of binding to a DNA triplet in target DNA sequence comprising 5-meC, but not to an identical triplet comprising

unmethylated C, wherein binding to each base of the triplet by an α -helical zinc finger DNA binding motif in the polypeptide is determined as follows:

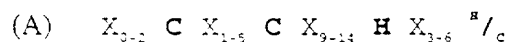
- a) if the 5' base in the triplet is G, then position +6 in the α -helix is Arg and/or position ++2 is Asp;
- b) if the 5' base in the triplet is A, then position +6 in the α -helix is Gln or Glu and ++2 is not Asp;
- c) if the 5' base in the triplet is T, then position +6 in the α -helix is Ser or Thr and position ++2 is Asp; or position +6 is a hydrophobic amino acid other than Ala;
- d) if the 5' base in the triplet is C, then position +6 in the α -helix may be any amino acid, provided that position ++2 in the α -helix is not Asp;
- e) if the central base in the triplet is G, then position +3 in the α -helix is His;
- f) if the central base in the triplet is A, then position +3 in the α -helix is Asn;
- g) if the central base in the triplet is T, then position +3 in the α -helix is Ala, Ser, Ile, Leu, Thr or Val; provided that if it is Ala, then one of the residues at -1 or +6 is a small residue;
- h) if the central base in the triplet is 5-meC, then position +3 in the α -helix is Ala, Ser, Ile, Leu, Thr or Val; provided that if it is Ala, then one of the residues at -1 or +6 is a small residue;
- i) if the 3' base in the triplet is G, then position -1 in the α -helix is Arg;
- j) if the 3' base in the triplet is A, then position -1 in the α -helix is Gln and position +2 is Ala;
- k) if the 3' base in the triplet is T, then position -1 in the α -helix is Asn; or position -1 is Gln and position +2 is Ser;
- l) if the 3' base in the triplet is C, then position -1 in the α -helix is Asp and Position +1 is Arg.

The foregoing represents a set of rules which permits the design of a zinc finger binding protein specific for any given DNA sequence incorporating 5-meC.

A zinc finger binding motif is a structure well known to those in the art and defined in, for example, Miller *et al.*, (1985) EMBO J. 4:1609-1614; Berg (1988) PNAS (USA)

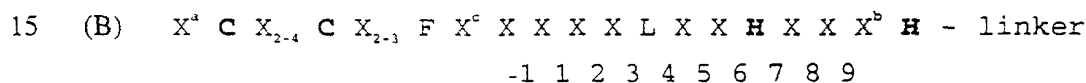
85:99-102; Lee *et al.*, (1989) Science 245:635-637; see International patent applications WO 96/06166 and WO 96/32475, corresponding to USSN 08/422,107, incorporated herein by reference.

- 5 In general, a preferred zinc finger framework has the structure:



- where X is any amino acid, and the numbers in subscript indicate the possible numbers of
10 residues represented by X.

In a preferred aspect of the present invention, zinc finger nucleic acid binding motifs may be represented as motifs having the following primary structure:



- wherein X (including X^a , X^b and X^c) is any amino acid. X_{2-4} and X_{2-3} refer to the presence of 2 or 4, or 2 or 3, amino acids, respectively. The Cys and His residues, which
20 together co-ordinate the zinc metal atom, are marked in bold text and are usually invariant, as is the Leu residue at position +4 in the α -helix.

- Modifications to this representation may occur or be effected without necessarily abolishing zinc finger function, by insertion, mutation or deletion of amino acids. For
25 example it is known that the second His residue may be replaced by Cys (Krizek *et al.*, (1991) J. Am. Chem. Soc. 113:4518-4523) and that Leu at +4 can in some circumstances be replaced with Arg. The Phe residue before X_c may be replaced by any aromatic other than Trp. Moreover, experiments have shown that departure from the preferred structure and residue assignments for the zinc finger are tolerated and may even
30 prove beneficial in binding to certain nucleic acid sequences. Even taking this into account, however, the general structure involving an α -helix co-ordinated by a zinc atom which contacts four Cys or His residues, does not alter. As used herein, structures (A)

09646353, 112700

and (B) above are taken as an exemplary structure representing all zinc finger structures of the Cys2-His2 type.

Preferably, X^a is $F/Y-X$ or $P-F/Y-X$. In this context, X is any amino acid. Preferably, in
5 this context X is E, K, T or S. Less preferred but also envisaged are Q, V, A and P. The remaining amino acids remain possible.

Preferably, $X_{2,4}$ consists of two amino acids rather than four. The first of these amino acids may be any amino acid, but S, E, K, T, P and R are preferred. Advantageously, it is
10 P or R. The second of these amino acids is preferably E, although any amino acid may be used.

Preferably, X^b is T or I.

15 Preferably, X^c is S or T.

Preferably, $X_{2,3}$ is G-K-A, G-K-C, G-K-S or G-K-G. However, departures from the preferred residues are possible, for example in the form of M-R-N or M-R.

20 Preferably, the linker is T-G-E-K or T-G-E-K-P.

As set out above, the major binding interactions occur with amino acids -1, +3 and +6. Amino acids +4 and +7 are largely invariant. The remaining amino acids may be essentially any amino acids. Preferably, position +9 is occupied by Arg or Lys.
25 Advantageously, positions +1, +5 and +8 are not hydrophobic amino acids, that is to say are not Phe, Trp or Tyr. Preferably, position ++2 is any amino acid, and preferably serine, save where its nature is dictated by its role as a ++2 amino acid for an N-terminal zinc finger in the same nucleic acid binding molecule.

30 In a most preferred aspect, therefore, bringing together the above, the invention allows the definition of every residue in a zinc finger DNA binding motif which will bind specifically to a given DNA triplet incorporating a 5-meC residue as the central residue in

00646353 112700

the triplet. Where targeting of a 5-meC containing sequence is desired, therefore, a suitable zinc finger can be constructed selecting a binding site such that 5-meC occurs at the centre of at least one base triplet thereof.

- 5 The code provided by the present invention is not entirely rigid; certain choices are provided. For example, positions +1, +5 and +8 may have any amino acid allocation, whilst other positions may have certain options: for example, the present rules provide that, for binding to a central T residue, any one of Ala, Ser or Val may be used at +3. In its broadest sense, therefore, the present invention provides a very large number of
- 10 proteins which are capable of binding to every defined target DNA triplet incorporating 5-meC as the central residue and thereby any DNA binding site incorporating 5-meC.

- Preferably, however, the number of possibilities may be significantly reduced. For example, the non-critical residues +1, +5 and +8 may be occupied by the residues Lys,
- 15 Thr and Gln respectively as a default option. In the case of the other choices, for example, the first-given option may be employed as a default. Thus, the code according to the present invention allows the design of a single, defined polypeptide (a "default" polypeptide) which will bind to its target triplet.

- 20 In a further aspect of the present invention, there is provided a method for preparing a DNA binding protein of the Cys2-His2 zinc finger class capable of binding to a target DNA sequence incorporating 5-meC, comprising the steps of:

- a) selecting a model zinc finger domain from the group consisting of naturally occurring
- 25 zinc fingers and consensus zinc fingers; and

b) mutating at least one of positions -1, +3, +6 (and ++2) of the finger as required by a method according to the present invention.

- 30 In general, naturally occurring zinc fingers may be selected from those fingers for which the DNA binding specificity is known. For example, these may be the fingers for which a crystal structure has been resolved: namely Zif 268 (Elrod-Erickson *et al.*, (1996)

Structure 4:1171-1180), GLI (Pavletich and Pabo, (1993) Science 261:1701-1707), Tramtrack (Fairall *et al.*, (1993) Nature 366:483-487) and YY1 (Houbaviy *et al.*, (1996) PNAS (USA) 93:13577-13582).

- 5 The naturally occurring zinc finger 2 in Zif 268 makes an excellent starting point from which to engineer a zinc finger and is preferred.

Consensus zinc finger structures may be prepared by comparing the sequences of known zinc fingers, irrespective of whether their binding domain is known. Preferably, the
10 consensus structure is selected from the group consisting of the consensus structure P Y K C P E C G K S F S Q K S D L V K H Q R T H T G, and the consensus structure P Y K C S E C G K A F S Q K S N L T R H Q R I H T G E K P.

The consensus are derived from the consensus provided by Krizek *et al.*, (1991) J. Am.
15 Chem. Soc. 113:4518-4523 and from Jacobs, (1993) PhD thesis, University of Cambridge, UK. In both cases, the linker sequences described above for joining two zinc finger motifs together, namely TGEK or TGEKP can be formed on the ends of the consensus. Thus, a P may be removed where necessary, or, in the case of the consensus terminating T G, E K (P) can be added.

20 When the nucleic acid specificity of the model finger selected is known, the mutation of the finger in order to modify its specificity to bind to the target DNA may be directed to residues known to affect binding to bases at which the natural and desired targets differ. Otherwise, mutation of the model fingers should be concentrated upon residues -1, +3, +6
25 and ++2 as provided for in the foregoing rules.

In order to produce a binding protein having improved binding, moreover, the rules provided by the present invention may be supplemented by physical or virtual modelling of the protein/DNA interface in order to assist in residue selection.

30

00/277 "E5294950

In a second embodiment, the invention provides a method for producing a zinc finger polypeptide capable of binding to a DNA sequence comprising a modified residue, but not to an identical sequence comprising an equivalent unmodified residue, comprising:

- 5 a) providing a nucleic acid library encoding a repertoire of zinc finger polypeptides, the nucleic acid members of the library being at least partially randomised at one or more of the positions encoding residues -1, 2, 3 and 6 of the α -helix of the zinc finger polypeptides;
 - 10 b) displaying the library in a selection system and screening it against a target DNA sequence comprising the modified residue;
 - c) isolating the nucleic acid members of the library encoding zinc finger polypeptides capable of binding to the target sequence; and
 - 15 d) optionally, verifying that the zinc finger polypeptides do not bind significantly to a DNA sequence identical to the target DNA sequence but containing the unmodified residue in place of the modified residue.
- 20 Methods for the production of libraries encoding randomised polypeptides are known in the art and may be applied in the present invention. Randomisation may be total, or partial; in the case of partial randomisation, the selected codons preferably encode options for amino acids as set forth in the rules of the first embodiment of the present invention. Thus, the first and second embodiments may advantageously be combined.
- 25 Preferably, the modified residue is 5-meC and the unmodified residue is C. However, other modifications may be targeted by the method of the invention. For example, zinc finger polypeptides may be designed which specifically bind to nucleic acids incorporating the base U, in preference to the equivalent base T. An advantage of the
- 30 second embodiment of the invention is that zinc finger polypeptides may be developed to bind to any DNA sequence incorporating a modified base, irrespective of its positioning in the target DNA triplet.

In a further preferred aspect, the invention comprises a method for producing a zinc finger polypeptide capable of binding to a DNA sequence comprising a modified residue, but not to an identical sequence comprising an equivalent unmodified residue.

5 comprising:

a) providing a nucleic acid library encoding a repertoire of zinc finger polypeptides each possessing more than one zinc fingers, the nucleic acid members of the library being at least partially randomised at one or more of the positions encoding residues -1, 2, 3 and

10 6 of the α -helix in a first zinc finger and at one or more of the positions encoding residues -1, 2, 3 and 6 of the α -helix in a further zinc finger of the zinc finger polypeptides;

b) displaying the library in a selection system and screening it against a target DNA sequence comprising the modified residue;

15

c) isolating the nucleic acid members of the library encoding zinc finger polypeptides capable of binding to the target sequence; and

d) optionally, verifying that the zinc finger polypeptides do not bind significantly to

20 a DNA sequence identical to the target DNA sequence but containing the unmodified residue in place of the modified residue.

In this aspect, the invention encompasses library technology described in our copending International patent application WO98/53057, incorporated herein by reference in its

25 entirety. WO98/53057 describes the production of zinc finger polypeptide libraries in which each individual zinc finger polypeptide comprises more than one, for example two or three, zinc fingers; and wherein within each polypeptide partial randomisation occurs in at least two zinc fingers.

30 This allows for the selection of the "overlap" specificity, wherein, within each triplet, the choice of residue for binding to the third nucleotide (read 3' to 5' on the + strand) is influenced by the residue present at position +2 on the subsequent zinc finger, which

09646353 112700

displays cross-strand specificity in binding. The selection of zinc finger polypeptides incorporating cross-strand specificity of adjacent zinc fingers enables the selection of nucleic acid binding proteins with a higher degree of specificity than is otherwise possible.

5

Advantageously, in order to derive the greatest benefit, the binding site is selected such that the modified base is in position 3 of one of the triplets, such that cross-strand specificity can be relied upon to contact the parallel strand in the corresponding position and introduce a further level of discrimination.

10

In a third embodiment, the present invention may be applied to the production of zinc finger polypeptides capable of binding to a DNA sequence comprising an unmethylated C residue, but not to an identical sequence comprising a 5-meC residue. This may be carried out by differential screening, as set forth above. Moreover, rules may be applied in addition to or instead of screening.

15

Where the central residue of a target triplet is C, the use of Asp at position +3 of a zinc finger polypeptide allows preferential binding to C over 5-meC.

20

Brief Description of the Figures

Figure 1a is an alignment of the amino acid sequence of the three fingers from Zif268 used in a phage display library. Randomised residue positions in the α -helix of finger 2 are marked 'X' and are numbered above the alignment relative to the first helical residue (position +1). Residues which form the hydrophobic core are circled; zinc ligands are written as white letters on a black circle background; and positions comprising the secondary structure elements of a zinc finger are marked below the sequence.

25

Figure 1b shows amino acid sequences of the variant α -helical regions from some zinc fingers selected by phage display using the DNA binding site GCGGNGGCG where the central (bold) nucleotide of the middle (underlined) triplet was either: (i) 5-

30

methylcytosine, (ii) thymine, or (iii) cytosine. Amino acid sequences are listed below the DNA oligonucleotide used in their selection. Amino acid positions are numbered above the aligned sequences relative to the first helical residue (position +1). Circled residues (in position +3) are predicted to contact the middle nucleotide of the binding site.

5

Figure 1c shows a phage ELISA binding assay showing discrimination of pyrimidines by representative phage-selected zinc fingers. The matrix shows three different zinc finger phage clones (x, y and z) reacted with four different DNA binding sites present at a concentration of 3nM. Binding is represented by vertical bars which indicate the OD obtained by ELISA (Choo and Klug, (1997) Curr. Opin. Str. Biol. 7:117-125). The amino acid sequences of the variant α -helical regions from the selected zinc fingers are: REDVLIRHGK (x), RADALMVHKK (y), and RGPLARHGR (z). The DNA sequences contain the generic binding site GCGGNGGCG, where the central (bold) nucleotide was either: uracil (U), thymine (T), cytosine (C), or 5-methylcytosine (M).

15

Figure 2 shows the effect of cytosine methylation on DNA binding by phage-selected zinc fingers. Graphs show three different zinc finger phage binding to the DNA sequence GCGGCGGCG in the presence (circle) and absence (triangle) of methylation of the central base (bold). The zinc finger clones tested contained variant α -helical regions of the middle finger as follows: (a) RADALMVHKK, (b) RGPLARHGR and (c) REDVLIRHGK. These respective zinc finger clones preferentially bind their cognate DNA site in the presence, absence, or regardless of cytosine methylation.

20

Figure 3 shows the binding site interactions of 5 zinc finger polypeptides, selected taking into account cross-strand specificity by overlapping finger randomisation, with each of the oligonucleotides used in the selection process. Cross-strand contacts are shown.

25

Figure 4 is analogous to Figure 2 and shows the binding curves for four of the polypeptides as described in Figure 3 to their respective oligonucleotides.

30

Figure 5 shows discrimination between 5-meC and T by zfHAE(M).

Figure 6 shows binding of zinc finger polypeptides zfHHA(M) and zfHAE(M) to a nucleotide sequence (Figure 6a) in response to selective methylation by addition of methylase enzymes (Figure 6b). Polypeptides zfHHA(Y) and zfHAE(Y) do not discriminate between methylated and unmethylated DNA, as expected.

5

Detailed Description of the Invention

Randomisation involves may involve of zinc finger polypeptides at the DNA or protein level. Mutagenesis and screening of zinc finger polypeptides may be achieved by any suitable means. Preferably, the mutagenesis is performed at the nucleic acid level, for example by synthesising novel genes encoding mutant proteins and expressing these to obtain a variety of different proteins. Alternatively, existing genes can be themselves mutated, such by site-directed or random mutagenesis, in order to obtain the desired mutant genes.

15

Mutations may be performed by any method known to those of skill in the art. Preferred, however, is site-directed mutagenesis of a nucleic acid sequence encoding the protein of interest. A number of methods for site-directed mutagenesis are known in the art, from methods employing single-stranded phage such as M13 to PCR-based techniques (see "PCR Protocols: A guide to methods and applications", M.A. Innis, D.H. Gelfand, J.J. Sninsky, T.J. White (eds.). Academic Press, New York, 1990). Preferably, the commercially available Altered Site II Mutagenesis System (Promega) may be employed, according to the directions given by the manufacturer.

25

Randomisation of the zinc finger binding motifs produced according to the invention is preferably directed to those residues where the code provided herein gives a choice of residues. For example, therefore, positions +1, +5 and +8 are advantageously randomised, whilst preferably avoiding hydrophobic amino acids; positions involved in binding to the nucleic acid, notably -1, +2, +3 and +6, may be randomised also, preferably within the choices provided by the rules of the present invention.

30

002277 22294960

Screening of the proteins produced by mutant genes is preferably performed by expressing the genes and assaying the binding ability of the protein product. A simple and advantageously rapid method by which this may be accomplished is by phage display, in which the mutant polypeptides are expressed as fusion proteins with the coat proteins of filamentous bacteriophage, such as the minor coat protein pII of bacteriophage ml3 or gene III of bacteriophage Fd, and displayed on the capsid of bacteriophage transformed with the mutant genes. The target nucleic acid sequence is used as a probe to bind directly to the protein on the phage surface and select the phage possessing advantageous mutants, by affinity purification. The phage are then amplified by passage through a bacterial host, and subjected to further rounds of selection and amplification in order to enrich the mutant pool for the desired phage and eventually isolate the preferred clone(s). Detailed methodology for phage display is known in the art and set forth, for example, in US Patent 5,223,409; Choo and Klug, (1995) Current Opinions in Biotechnology 6:431-436; Smith, (1985) Science 228:1315-1317; and McCafferty *et al.*, (1990) Nature 348:552-554; all incorporated herein by reference. Vector systems and kits for phage display are available commercially, for example from Pharmacia.

Specific peptide ligands such as zinc finger polypeptides may moreover be selected for binding to targets by affinity selection using large libraries of peptides linked to the C terminus of the lac repressor LacI (Cull *et al.*, (1992) Proc Natl Acad Sci U S A, 89, 1865-9). When expressed in *E. coli* the repressor protein physically links the ligand to the encoding plasmid by binding to a lac operator sequence on the plasmid.

An entirely *in vitro* polysome display system has also been reported (Mattheakis *et al.*, (1994) Proc Natl Acad Sci U S A, 91, 9022-6) in which nascent peptides are physically attached via the ribosome to the RNA which encodes them.

The library of the invention may randomised at those positions for which choices are given in the rules of the first embodiment of the present invention. In particular, the members of the library are randomised at position +3 for binding to a central 5-meC residue. In such a case, 5-meC binding polypeptides will be selected by comparative binding analyses against methylated and non-methylated binding sites. However, the

rules set forth above allow the person of ordinary skill in the art to make informed choices concerning the desired codon usage at the given positions. For instance, position +3 in the case of a central 5-meC residue should be Ala residue, encoded by the codon GCN.

5

Zinc finger binding motifs designed according to the invention may be combined into nucleic acid binding proteins having a multiplicity of zinc fingers. Preferably, the proteins have at least two zinc fingers. In nature, zinc finger binding proteins commonly have at least three zinc fingers, although two-zinc finger proteins such as Tramtrack are known. The presence of at least three zinc fingers is preferred. Binding proteins may be constructed by joining the required fingers end to end, N-terminus to C-terminus. Preferably, this is effected by joining together the relevant nucleic acid coding sequences encoding the zinc fingers to produce a composite coding sequence encoding the entire binding protein. The invention therefore provides a method for producing a DNA binding protein as defined above, wherein the DNA binding protein is constructed by recombinant DNA technology, the method comprising the steps of:

- a) preparing a nucleic acid coding sequence encoding two or more zinc finger binding motifs as defined above, placed N-terminus to C-terminus;
- 20 b) inserting the nucleic acid sequence into a suitable expression vector; and
- c) expressing the nucleic acid sequence in a host organism in order to obtain the DNA binding protein.

A "leader" peptide may be added to the N-terminal finger. Preferably, the leader peptide is MAEEKP.

The nucleic acid encoding the DNA binding protein according to the invention can be incorporated into vectors for further manipulation. As used herein, vector (or plasmid) refers to discrete elements that are used to introduce heterologous nucleic acid into cells for either expression or replication thereof. Selection and use of such vehicles are well within the skill of the person of ordinary skill in the art. Many vectors are available, and selection of appropriate vector will depend on the intended use of the vector, i.e. whether

002277 55594960

it is to be used for DNA amplification or for nucleic acid expression, the size of the DNA to be inserted into the vector, and the host cell to be transformed with the vector. Each vector contains various components depending on its function (amplification of DNA or expression of DNA) and the host cell for which it is compatible. The vector components
5 generally include, but are not limited to, one or more of the following: an origin of replication, one or more marker genes, an enhancer element, a promoter, a transcription termination sequence and a signal sequence.

Both expression and cloning vectors generally contain nucleic acid sequence that enable
10 the vector to replicate in one or more selected host cells. Typically in cloning vectors, this sequence is one that enables the vector to replicate independently of the host chromosomal DNA, and includes origins of replication or autonomously replicating sequences. Such sequences are well known for a variety of bacteria, yeast and viruses. The origin of replication from the plasmid pBR322 is suitable for most Gram-negative
15 bacteria, the 2 μ plasmid origin is suitable for yeast, and various viral origins (e.g. SV 40, polyoma, adenovirus) are useful for cloning vectors in mammalian cells. Generally, the origin of replication component is not needed for mammalian expression vectors unless these are used in mammalian cells competent for high level DNA replication, such as COS cells.

20 Most expression vectors are shuttle vectors, i.e. they are capable of replication in at least one class of organisms but can be transfected into another class of organisms for expression. For example, a vector is cloned in *E. coli* and then the same vector is transfected into yeast or mammalian cells even though it is not capable of replicating
25 independently of the host cell chromosome. DNA may also be replicated by insertion into the host genome. However, the recovery of genomic DNA encoding the DNA binding protein is more complex than that of exogenously replicated vector because restriction enzyme digestion is required to excise DNA binding protein DNA. DNA can be amplified by PCR and be directly transfected into the host cells without any replication
30 component.

Advantageously, an expression and cloning vector may contain a selection gene also referred to as selectable marker. This gene encodes a protein necessary for the survival or growth of transformed host cells grown in a selective culture medium. Host cells not transformed with the vector containing the selection gene will not survive in the culture medium. Typical selection genes encode proteins that confer resistance to antibiotics and other toxins, e.g. ampicillin, neomycin, methotrexate or tetracycline, complement auxotrophic deficiencies, or supply critical nutrients not available from complex media.

As to a selective gene marker appropriate for yeast, any marker gene can be used which facilitates the selection for transformants due to the phenotypic expression of the marker gene. Suitable markers for yeast are, for example, those conferring resistance to antibiotics G418, hygromycin or bleomycin, or provide for prototrophy in an auxotrophic yeast mutant, for example the URA3, LEU2, LYS2, TRP1, or HIS3 gene.

Since the replication of vectors is conveniently done in *E. coli*, an *E. coli* genetic marker and an *E. coli* origin of replication are advantageously included. These can be obtained from *E. coli* plasmids, such as pBR322, Bluescript® vector or a pUC plasmid, e.g. pUC18 or pUC19, which contain both *E. coli* replication origin and *E. coli* genetic marker conferring resistance to antibiotics, such as ampicillin.

Suitable selectable markers for mammalian cells are those that enable the identification of cells competent to take up DNA binding protein nucleic acid, such as dihydrofolate reductase (DHFR, methotrexate resistance), thymidine kinase, or genes conferring resistance to G418 or hygromycin. The mammalian cell transformants are placed under selection pressure which only those transformants which have taken up and are expressing the marker are uniquely adapted to survive. In the case of a DHFR or glutamine synthase (GS) marker, selection pressure can be imposed by culturing the transformants under conditions in which the pressure is progressively increased, thereby leading to amplification (at its chromosomal integration site) of both the selection gene and the linked DNA that encodes the DNA binding protein. Amplification is the process by which genes in greater demand for the production of a protein critical for growth, together with closely associated genes which may encode a desired protein, are reiterated

in tandem within the chromosomes of recombinant cells. Increased quantities of desired protein are usually synthesised from thus amplified DNA.

Expression and cloning vectors usually contain a promoter that is recognised by the host
5 organism and is operably linked to DNA binding protein encoding nucleic acid. Such a promoter may be inducible or constitutive. The promoters are operably linked to DNA encoding the DNA binding protein by removing the promoter from the source DNA by restriction enzyme digestion and inserting the isolated promoter sequence into the vector. Both the native DNA binding protein promoter sequence and many heterologous
10 promoters may be used to direct amplification and/or expression of DNA binding protein encoding DNA.

Promoters suitable for use with prokaryotic hosts include, for example, the β -lactamase and lactose promoter systems, alkaline phosphatase, the tryptophan (trp) promoter system
15 and hybrid promoters such as the tac promoter. Their nucleotide sequences have been published, thereby enabling the skilled worker operably to ligate them to DNA encoding DNA binding protein, using linkers or adapters to supply any required restriction sites. Promoters for use in bacterial systems will also generally contain a Shine-Delgarno sequence operably linked to the DNA encoding the DNA binding protein.

20 Preferred expression vectors are bacterial expression vectors which comprise a promoter of a bacteriophage such as phagex or T7 which is capable of functioning in the bacteria. In one of the most widely used expression systems, the nucleic acid encoding the fusion protein may be transcribed from the vector by T7 RNA polymerase (Studier et al,
25 Methods in Enzymol. 185; 60-89, 1990). In the *E. coli* BL21(DE3) host strain, used in conjunction with pET vectors, the T7 RNA polymerase is produced from the λ -lysogen DE3 in the host bacterium, and its expression is under the control of the IPTG inducible lac UV5 promoter. This system has been employed successfully for over-production of many proteins. Alternatively the polymerase gene may be introduced on a lambda phage
30 by infection with an int- phage such as the CE6 phage which is commercially available (Novagen, Madison, USA). other vectors include vectors containing the lambda PL promoter such as PLEX (Invitrogen, NL) , vectors containing the trc promoters such as

0046353.12700

pTrcHisXpressTm (Invitrogen) or pTrc99 (Pharmacia Biotech, SE) or vectors containing the tac promoter such as pKK223-3 (Pharmacia Biotech) or PMAL (New England Biolabs, MA, USA).

- 5 Moreover, the DNA binding protein gene according to the invention preferably includes a secretion sequence in order to facilitate secretion of the polypeptide from bacterial hosts, such that it will be produced as a soluble native peptide rather than in an inclusion body. The peptide may be recovered from the bacterial periplasmic space, or the culture medium, as appropriate.

10

- Suitable promoting sequences for use with yeast hosts may be regulated or constitutive and are preferably derived from a highly expressed yeast gene, especially a *Saccharomyces cerevisiae* gene. Thus, the promoter of the TRP1 gene, the ADHI or ADHII gene, the acid phosphatase (PH05) gene, a promoter of the yeast mating
- 15 pheromone genes coding for the a- or α -factor or a promoter derived from a gene encoding a glycolytic enzyme such as the promoter of the enolase, glyceraldehyde-3-phosphate dehydrogenase (GAP), 3-phospho glycerate kinase (PGK), hexokinase, pyruvate decarboxylase, phosphofructokinase, glucose-6-phosphate isomerase, 3-phosphoglycerate mutase, pyruvate kinase, triose phosphate isomerase,
- 20 phosphoglucose isomerase or glucokinase genes, or a promoter from the TATA binding protein (TBP) gene can be used. Furthermore, it is possible to use hybrid promoters comprising upstream activation sequences (UAS) of one yeast gene and downstream promoter elements including a functional TATA box of another yeast gene, for example a hybrid promoter including the UAS(s) of the yeast PH05 gene and downstream promoter
- 25 elements including a functional TATA box of the yeast GAP gene (PH05-GAP hybrid promoter). A suitable constitutive PH05 promoter is e.g. a shortened acid phosphatase PH05 promoter devoid of the upstream regulatory elements (UAS) such as the PH05 (-173) promoter element starting at nucleotide -173 and ending at nucleotide -9 of the PH05 gene.

30

DNA binding protein gene transcription from vectors in mammalian hosts may be controlled by promoters derived from the genomes of viruses such as polyoma virus,

adenovirus, fowlpox virus, bovine papilloma virus, avian sarcoma virus, cytomegalovirus (CMV), a retrovirus and Simian Virus 40 (SV40), from heterologous mammalian promoters such as the actin promoter or a very strong promoter, e.g. a ribosomal protein promoter, and from the promoter normally associated with DNA binding protein sequence, provided such promoters are compatible with the host cell systems.

Transcription of a DNA encoding DNA binding protein by higher eukaryotes may be increased by inserting an enhancer sequence into the vector. Enhancers are relatively orientation and position independent. Many enhancer sequences are known from mammalian genes (e.g. elastase and globin). However, typically one will employ an enhancer from a eukaryotic cell virus. Examples include the SV40 enhancer on the late side of the replication origin (bp 100-270) and the CMV early promoter enhancer. The enhancer may be spliced into the vector at a position 5' or 3' to DNA binding protein DNA, but is preferably located at a site 5' from the promoter.

Advantageously, a eukaryotic expression vector encoding a DNA binding protein according to the invention may comprise a locus control region (LCR). LCRs are capable of directing high-level integration site independent expression of transgenes integrated into host cell chromatin, which is of importance especially where the DNA binding protein gene is to be expressed in the context of a permanently-transfected eukaryotic cell line in which chromosomal integration of the vector has occurred, or in transgenic animals.

Eukaryotic vectors may also contain sequences necessary for the termination of transcription and for stabilising the mRNA. Such sequences are commonly available from the 5' and 3' untranslated regions of eukaryotic or viral DNAs or cDNAs. These regions contain nucleotide segments transcribed as polyadenylated fragments in the untranslated portion of the mRNA encoding DNA binding protein.

An expression vector includes any vector capable of expressing DNA binding protein nucleic acids that are operatively linked with regulatory sequences, such as promoter regions, that are capable of expression of such DNAs. Thus, an expression vector refers

to a recombinant DNA or RNA construct, such as a plasmid, a phage, recombinant virus or other vector, that upon introduction into an appropriate host cell, results in expression of the cloned DNA. Appropriate expression vectors are well known to those with ordinary skill in the art and include those that are replicable in eukaryotic and/or prokaryotic cells and those that remain episomal or those which integrate into the host cell genome. For example, DNAs encoding DNA binding protein may be inserted into a vector suitable for expression of cDNAs in mammalian cells, e.g. a CMV enhancer-based vector such as pEVRF (Matthias, et al., (1989) NAR 17, 6418).

10 Particularly useful for practising the present invention are expression vectors that provide for the transient expression of DNA encoding DNA binding protein in mammalian cells. Transient expression usually involves the use of an expression vector that is able to replicate efficiently in a host cell, such that the host cell accumulates many copies of the expression vector, and, in turn, synthesises high levels of DNA binding protein. For the
15 purposes of the present invention, transient expression systems are useful e.g. for identifying DNA binding protein mutants, to identify potential phosphorylation sites, or to characterise functional domains of the protein.

Construction of vectors according to the invention employs conventional ligation techniques. Isolated plasmids or DNA fragments are cleaved, tailored, and religated in the form desired to generate the plasmids required. If desired, analysis to confirm correct sequences in the constructed plasmids is performed in a known fashion. Suitable methods for constructing expression vectors, preparing in vitro transcripts, introducing DNA into host cells, and performing analyses for assessing DNA binding protein expression and function are known to those skilled in the art. Gene presence, amplification and/or expression may be measured in a sample directly, for example, by conventional Southern blotting, Northern blotting to quantitate the transcription of mRNA, dot blotting (DNA or RNA analysis), or in situ hybridisation, using an appropriately labelled probe which may be based on a sequence provided herein. Those skilled in the art will readily envisage how these methods may be modified, if desired.

002277-6694960

In accordance with another embodiment of the present invention, there are provided cells containing the above-described nucleic acids. Such host cells such as prokaryote, yeast and higher eukaryote cells may be used for replicating DNA and producing the DNA binding protein. Suitable prokaryotes include eubacteria, such as Gram-negative or
5 Gram-positive organisms, such as *E. coli*, e.g. *E. coli* K-12 strains, DH5 α and HB101, or Bacilli. Further hosts suitable for the DNA binding protein encoding vectors include eukaryotic microbes such as filamentous fungi or yeast, e.g. *Saccharomyces cerevisiae*. Higher eukaryotic cells include insect and vertebrate cells, particularly mammalian cells including human cells, or nucleated cells from other multicellular organisms. In recent
10 years propagation of vertebrate cells in culture (tissue culture) has become a routine procedure. Examples of useful mammalian host cell lines are epithelial or fibroblastic cell lines such as Chinese hamster ovary (CHO) cells, NIH 3T3 cells, HeLa cells or 293T cells. The host cells referred to in this disclosure comprise cells in *in vitro* culture as well as cells that are within a host animal.

15 DNA may be stably incorporated into cells or may be transiently expressed using methods known in the art. Stably transfected mammalian cells may be prepared by transfecting cells with an expression vector having a selectable marker gene, and growing the transfected cells under conditions selective for cells expressing the marker gene. To
20 prepare transient transfectants, mammalian cells are transfected with a reporter gene to monitor transfection efficiency.

To produce such stably or transiently transfected cells, the cells should be transfected with a sufficient amount of the DNA binding protein-encoding nucleic acid to form the
25 DNA binding protein. The precise amounts of DNA encoding the DNA binding protein may be empirically determined and optimised for a particular cell and assay.

Host cells are transfected or, preferably, transformed with the above-captioned expression or cloning vectors of this invention and cultured in conventional nutrient media modified
30 as appropriate for inducing promoters, selecting transformants, or amplifying the genes encoding the desired sequences. Heterologous DNA may be introduced into host cells by any method known in the art, such as transfection with a vector encoding a heterologous

DNA by the calcium phosphate coprecipitation technique or by electroporation. Numerous methods of transfection are known to the skilled worker in the field. Successful transfection is generally recognised when any indication of the operation of this vector occurs in the host cell. Transformation is achieved using standard techniques
5 appropriate to the particular host cells used.

Incorporation of cloned DNA into a suitable expression vector, transfection of eukaryotic cells with a plasmid vector or a combination of plasmid vectors, each encoding one or more distinct genes or with linear DNA, and selection of transfected cells are well known
10 in the art (see, e.g. Sambrook et al. (1989) Molecular Cloning: A Laboratory Manual, Second Edition, Cold Spring Harbor Laboratory Press).

Transfected or transformed cells are cultured using media and culturing methods known in the art, preferably under conditions, whereby the DNA binding protein encoded by the
15 DNA is expressed. The composition of suitable media is known to those in the art, so that they can be readily prepared. Suitable culturing media are also commercially available.

DNA binding proteins according to the invention may be employed in a wide variety of
20 applications, including diagnostics and as research tools. Advantageously, they may be employed as diagnostic tools for identifying the presence of modified nucleic acid molecules in a complex mixture. DNA binding molecules according to the invention can differentiate single base modifications in target DNA molecules.

25 For example, zinc fingers may be fused to nucleic acid cleavage moieties, such as the catalytic domain of a restriction enzyme, to produce a restriction enzyme capable of cleaving only methylated DNA (see Kim, *et al.*, (1996) Proc. Natl. Acad. Sci. USA 93:1156-1160) . Using such approaches, different zinc finger domains can be used to create restriction enzymes with any desired recognition nucleotide sequence, but which
30 cleave DNA conditionally dependent on the particular modification of the nucleotides, for instance methylation of the cytosine ring at position 5.

002277-2594960

5-meC targeting zinc fingers may moreover be employed in the regulation of gene transcription, for example by specific cleavage of methylated (or unmethylated) sequences using a fusion polypeptide comprising a zinc finger targeting domain and a DNA cleavage domain, or by fusion of an activating domain (such as HSV VP16) to a zinc finger, to activate transcription from a gene which possesses the zinc finger binding sequence in its upstream sequences. Activation only occurs when the target DNA is modified, such as by methylation. Zinc fingers capable of differentiating between U and T may be used to preferentially target RNA or DNA, as required. Where RNA-targeting polypeptides are intended, these are included in the term "DNA-binding molecule".

10

In a preferred embodiment, the zinc finger polypeptides of the invention may be employed to detect the presence of a particular base modification in a target nucleic acid sequence in a sample.

15 Accordingly, the invention provides a method for determining the presence of a target modified nucleic acid molecule, comprising the steps of:

- a) preparing a DNA binding protein by the method set forth above which is specific for the target modified nucleic acid molecule;
- 20 b) exposing a test system comprising the target modified nucleic acid molecule to the DNA binding protein under conditions which promote binding, and removing any DNA binding protein which remains unbound;
- c) detecting the presence of the DNA binding protein in the test system.

25 In a preferred embodiment, the DNA binding molecules of the invention can be incorporated into an ELISA assay. For example, phage displaying the molecules of the invention can be used to detect the presence of the target DNA, and visualised using enzyme-linked anti-phage antibodies.

30 Further improvements to the use of zinc finger phage for diagnosis can be made, for example, by co-expressing a marker protein fused to the minor coat protein (gVIII) of bacteriophage. Since detection with an anti-phage antibody would then be obsolete, the

002277 2524950

time and cost of each diagnosis would be further reduced. Depending on the requirements, suitable markers for display might include the fluorescent proteins (A. B. Cubitt, *et al.*, (1995) *Trends Biochem Sci.* **20**, 448-455; T. T. Yang, *et al.*, (1996) *Gene* **173**, 19-23), or an enzyme such as alkaline phosphatase which has been previously displayed on gIII (J. McCafferty, R. H. Jackson, D. J. Chiswell, (1991) *Protein Engineering* **4**, 955-961) Labelling different types of diagnostic phage with distinct markers would allow multiplex screening of a single DNA sample. Nevertheless, even in the absence of such refinements, the basic ELISA technique is reliable, fast, simple and particularly inexpensive. Moreover it requires no specialised apparatus, nor does it employ hazardous reagents such as radioactive isotopes, making it amenable to routine use in the clinic. The major advantage of the protocol is that it obviates the requirement for gel electrophoresis, and so opens the way to automated DNA diagnosis.

The invention provides DNA binding proteins which can be engineered with exquisite specificity. The invention lends itself, therefore, to the design of any molecule of which specific DNA binding is required. For example, the proteins according to the invention may be employed in the manufacture of chimeric restriction enzymes, in which a nucleic acid cleaving domain is fused to a DNA binding domain comprising a zinc finger as described herein.

The invention is described below, for the purpose of illustration only, in the following examples.

Example 1

Preparation and Screening of a Zinc Finger Phage Display Library

A powerful method of selecting DNA binding proteins is the cloning of peptides (Smith (1985) *Science* **228**, 1315-1317), or protein domains (McCafferty *et al.*, (1990) *Nature* **348**:552-554; Bass *et al.*, (1990) *Proteins* **8**:309-314), as fusions to the minor coat protein (pIII) of bacteriophage fd, which leads to their expression on the tip of the capsid. A phage

display library is created comprising variants of the middle finger from the DNA binding domain of Zif268.

Materials And Methods

5 *Construction And Cloning Of Genes.* In general, procedures and materials are in accordance with guidance given in Sambrook *et al.*, Molecular Cloning. A Laboratory Manual, Cold Spring Harbor, 1989. The gene for the Zif268 fingers (residues 333-420) is assembled from 8 overlapping synthetic oligonucleotides (see Choo and Klug, (1994) PNAS (USA) 91:11163-67), giving *Sfi*I and *Not*I overhangs. The genes for fingers of the
10 phage library are synthesised from 4 oligonucleotides by directional end to end ligation using 3 short complementary linkers; and amplified by PCR from the single strand using forward and backward primers which contain sites for *Not*I and *Sfi*I respectively. Backward PCR primers in addition introduce Met-Ala-Glu as the first three amino acids of the zinc finger peptides, and these are followed by the residues of the wild type or library fingers as
15 required. Cloning overhangs are produced by digestion with *Sfi*I and *Not*I where necessary. Fragments are ligated to 1µg similarly prepared Fd-Tet-SN vector. This is a derivative of fd-tet-DOG1 (Hoogenboom *et al.*, (1991) Nucleic Acids Res. 19, 4133-4137) in which a section of the pelB leader and a restriction site for the enzyme *Sfi*I (underlined) have been added by site-directed mutagenesis using the oligonucleotide:

20
5' CTCCTGCAGTTGGACCTGTGCCATGGCCGGCTGGGCCGCATAGAATGG
AACAATAAAGC 3' (Seq ID No. 1)

which anneals in the region of the polylinker. Electrocompetent DH5α cells are
25 transformed with recombinant vector in 200ng aliquots, grown for 1 hour in 2xTY medium with 1% glucose, and plated on TYE containing 15µg/ml tetracycline and 1% glucose.

Figure 1 shows the amino acid sequences of the three zinc fingers derived from Zif268 used in the phage display library of the present invention. The top and bottom rows represent the
30 sequence of the first and third fingers respectively. The middle row represents the sequence of the middle finger. The randomised positions in the α-helix of the middle finger have residues marked 'X'. The amino acid positions are numbered relative to the first helical

residue (position 1). For amino acids at positions -1 to +8, excluding the conserved Leu and His, codons are equal mixtures of (G,A,C)NN: T in the first base position is omitted in order to avoid stop codons, but this has the unfortunate effect that the codons for Trp, Phe, Tyr and Cys are not represented. Position +9 is specified by the codon A(G,A)G, allowing
5 either Arg or Lys. Residues of the hydrophobic core are circled, whereas the zinc ligands are written as white letters on black circles. The positions forming the β -sheets and the α -helix of the zinc fingers are marked below the sequence.

Phage Selection. Colonies are transferred from plates to 200ml 2xTY/Zn/Tet (2xTY
10 containing 50 μ M Zn(CH₃COO)₂ and 15 μ g/ml tetracycline) and grown overnight. Phage are purified from the culture supernatant by two rounds of precipitation using 0.2 volumes of 20% PEG/2.5M NaCl containing 50 μ M Zn(CH₃COO)₂, and resuspended in zinc finger phage buffer (20mM HEPES pH7.5, 50mM NaCl, 1mM MgCl₂ and 50 μ M Zn(CH₃COO)₂). Streptavidin-coated paramagnetic beads (Dyna) are washed in zinc
15 finger phage buffer and blocked for 1 hour at room temperature with the same buffer made up to 6% in fat-free dried milk (Marvel). Selection of phage is over three rounds: in the first round, beads (1 mg) are saturated with biotinylated oligonucleotide (~80nM) and then washed prior to phage binding, but in the second and third rounds 1.7nM oligonucleotide and 5 μ g poly dGC (Sigma) are added to the beads with the phage. Binding reactions
20 (1.5ml) for 1 hour at 15°C are in zinc finger phage buffer made up to 2% in fat-free dried milk (Marvel) and 1% in Tween 20, and typically contained 5x10¹¹ phage. Beads are washed 15 times with 1ml of the same buffer. Phage are eluted by shaking in 0.1M triethylamine for 5min and neutralised with an equal volume of 1M Tris pH7.4. Log phase *E. coli* TG1 in 2xTY are infected with eluted phage for 30min at 37°C and plated as
25 described above. Phage titres are determined by plating serial dilutions of the infected bacteria.

00227 2524960

Sequencing Of Selected Phage. Single colonies of transformants obtained after three rounds of selection as described, are grown overnight in 2xTY/Zn/Tet. Small aliquots of the cultures are stored in 15% glycerol at -20°C. to be used as an archive. Single-stranded DNA is prepared from phage in the culture supernatant and sequenced using the
5 Sequenase™ 2.0 kit (U.S. Biochemical Corp.).

Example 2

Isolation of zinc fingers capable of C-T differentiation

10 The phage are selected against oligonucleotides comprising the sequences GCGGCGGCG and GCGGTGGCG. some zinc finger DNA-binding domains are selected which bound both sequences equally well (Fig. 1b, c). However, two additional zinc finger families are isolated which are capable of differential binding to the two closely related sites (Fig. 1b, c). Sequence-specific recognition requires discrimination of the central base in the
15 binding site by amino acids in position 3 of the recognition helix of the selected zinc fingers, and it is noted that aspartate is selected to bind opposite cytosine in the triplet GCG, while alanine is selected opposite thymine in the triplet GTG. The correlation between thymine and alanine is particularly significant, as it implies a van der Waals interaction between the amino acid side-chain and the 5-methyl group of the base.
20 Indeed, when thymine is mutated to deoxyuracil in the binding sites of such fingers there is a dramatic decrease in the strength of the intermolecular interaction (Fig 1c). This shows that these zinc fingers are capable of specifically recognising a 5-methyl group, and suggests that similar fingers might be selected which bind 5-meC by the same token.

25 Example 3

Selection of 5-methylcytosine-specific zinc fingers

The phage display library is screened with the synthetic binding site GCGGMGGCG, containing a 5-meC base analogue (M). After 5 rounds of selection, zinc finger phage are
30 tested for binding to 5-meC and cytosine in the context of the above site, and those capable of specifically binding the methylated site are sequenced in the region of the zinc

09646353-112700

finger gene. Two different clones are isolated, which are identical to the DNA-binding domains previously selected using the binding site GCGGTGGCG.

- Hence the various zinc finger phage selections described above yield different fingers able to bind the generic DNA sequence GCGGNGGCG, where N is either thymine, cytosine or 5-meC. A full complement of fingers is selected for recognition of the cytosine/5-meC pair in the above context, some of which recognise one type of base exclusively, while others bound both bases equally well (Figures 1c and 2).
- The zinc finger amino acid residues which are selected by the interaction between the randomised recognition helix and the central base of the DNA binding site are rationalised in terms of previously elucidated zinc finger-DNA recognition rules. Fingers with alanine in position +3 of the recognition helix specifically bind 5-meC and thymine owing to a tight hydrophobic interaction between the side chain and the 5-methyl group which is present in both bases. In contrast, a finger with valine in position +3 is also able to accommodate cytosine in addition to the two methylated bases, by the use of different rotamers. Fingers with aspartate in position +3 bind cytosine specifically, for example by forming a ring structure which packs against the pyrimidine as is observed in the refined crystal structure of Zif268.

20

Example 4

Selection of 5-meC Specific Zinc Fingers using Cross-Strand Specificity

1. General Procedures

25 Construction of overlapping finger phage display libraries

- Two zinc finger DNA binding domain libraries are constructed comprising the amino acid framework of wild-type Zif268, but containing randomisations in amino acid positions of fingers 2 and 3. The first library contains randomisations at F2 residue position 6 and F3 residue positions -1, 1, 2 and 3 and recognises sequences of the form
- 30 5'-GXX-XCG-GCG-3'. The second library additionally contains variations in F2 position 3 and F3 positions 5 and 6 and recognises sequences of the form 5'-XXX-XXG-GCG-3'. The libraries are denoted collectively as LF2/3.

The genes for the two zinc finger phage display libraries are assembled from synthetic DNA oligonucleotides by directional end-to-end ligation using short complementary DNA linkers. The oligonucleotides contain selectively randomised codons, encoding all 20 amino acids or a subset thereof, in the appropriate amino acid positions of fingers 2 and 3. The constructs are amplified by PCR using primers containing *Not I* and *Sfi I* restriction sites, digested with the above endonucleases to produce cloning overhangs, and ligated into vector Fd-Tet-SN. Electrocompetent *E. coli* TG1 cells are transformed with the recombinant vector and plated onto TYE medium (1.5% (w/v) agar, 1% (w/v) Bactotryptone, 0.5% (w/v) Bacto yeast extract, 0.8% (w/v) NaCl) containing 15 mg/ml tetracycline.

Phage selections

Tetracycline resistant colonies are transferred from plates into 2xTY medium (16g/litre Bactotryptone, 10g/litre Bacto yeast extract, 5g/litre NaCl) containing 50µM ZnCl₂ and 15 µg/ml tetracycline, and cultured overnight at 30°C in a shaking incubator. Cleared culture supernatant containing phage particles is obtained by centrifuging at 300g for 5 minutes.

DNAs of the form 5'-tatagtG-XXXX-GGCGtgacagtcagtcacacacgctc-3', and their complementary strands, are chemically synthesised and annealed in 20mM Tris-HCl, pH 8, 100mM NaCl. The DNA sequences -XXXX- represent nucleotide sequences after methylation by *M.HaeIII* (GGMC) or *M.HhaI* (GMGC). Since DNA is chemically synthesised, the DNA sites used in selections incorporate 5-meC (in appropriate positions on both strands) with 100% yield. Selections are also carried out on derivatives of these sites containing thymine rather than 5-meC in the appropriate positions (and with A rather than C on the complementary strand as appropriate).

One picomole of each target site is bound to streptavidin-coated tubes (Boehringer Mannheim) in 50µl PBS containing 50µM ZnCl₂. Bacterial culture supernatant containing phage is diluted 1:10 in selection buffer (PBS containing 50µM ZnCl₂, 2% (w/v) fat-free dried milk (Marvel), 1% (v/v) Tween, 20µg/ml sonicated salmon sperm

0044653.12700

DNA), and 1ml is applied to each tube. In order to increase the selection pressure, 50 pmol soluble (unbiotinylated) competitor sites are synthesised and added to the binding mixtures: selections for phage that bind the methylated DNA contain competitors with cytosine or thymine at the appropriate positions; selections for phage that discriminate thymine instead of 5-meC in the recognition sites of the methylase enzymes contain DNA competitors with cytosine or 5-meC at the appropriate positions. After 1 hour at 20°C, the tubes are emptied and washed 20 times with PBS containing 50µM ZnCl₂, 2% (w/v) fat-free dried milk (Marvel) and 1% (v/v) Tween. Retained phage are eluted in 0.1ml 0.1M triethylamine and neutralised with an equal volume of 1M Tris (pH 7.4).
10 Logarithmic-phase *E. coli* TG1 (0.5ml) are infected with eluted phage (50ml), and cultured overnight at 30°C in 2xTY medium containing 50µM ZnCl₂ and 15 µg/ml tetracycline, to prepare phage for subsequent rounds of selection. After 4 rounds of selection, *E. coli* TG1 infected with selected phage are plated, individual colonies are picked and used to prepare phage for ELISA assays and DNA sequencing.

15

ELISA to determine nucleotide discrimination.

Binding sites are synthesised as described above, including biotinylated sites where 5-meC (M) is replaced by a C or T (with appropriate bases in the complementary strand). Two-fold dilutions of DNA are added to separate wells of a streptavidin-coated
20 microtitre plate (Boehringer Mannheim) in 50µl PBS containing 50µM ZnCl₂ (PBS/Zn). Phage solution (bacterial culture supernatant diluted 1:10 in PBS/Zn containing 2% (w/v) fat-free dried milk (Marvel), 1% (v/v) Tween and 20µg/ml sonicated salmon sperm DNA) are applied to each well (50µl/well). Binding is allowed to proceed for one hour at 20°C. Unbound phage are removed by washing 6 times with PBS/Zn containing 1% (v/v)
25 Tween, then 3 times with PBS/Zn. Bound phage are detected by ELISA using horseradish peroxidase-conjugated anti-M13 IgG (Pharmacia Biotech) and the colourimetric signal quantitated using SOFTMAX 2.32 (Molecular Devices).

ELISA using an enzymatically methylated DNA binding site.

30 Complementary DNA oligonucleotides containing the sequences methylated by M.HaeIII and M.HhaI are chemically synthesised and annealed as described above. The

DNA is used in binding assays without exposure to the methylases, or after reaction with either or both methylase enzymes according to the manufacturer's instructions (New England Biolabs). DNA binding sites (0.5 pmol) are added to wells of a streptavidin-coated microtitre plate (Boehringer Mannheim) in 50µl PBS containing 50µM ZnCl₂ (PBS/Zn). The binding of various zinc finger phage clones is assayed by ELISA as described above.

DNA sequence analysis

The coding sequence of individual zinc finger clones is amplified by PCR using external primers complementary to phage sequence. These PCR products are then sequenced manually using Thermo Sequenase cycle sequencing (Amersham Life Science).

2. Experimental Results

Design of sequence-specific zinc finger proteins which bind enzymatically methylated DNA sites.

The three-finger DNA-binding domain of transcription factor Zif268 binds the DNA sequence GCGTGGGCG. Phage display libraries of this zinc finger domain have been used to elucidate aspects of the base-recognition mechanism of zinc fingers and to select fingers which bind to predetermined DNA sequences. We have constructed a set of phage display libraries in which amino acid positions from both finger 2 (F2) and finger 3 (F3) of Zif268 are simultaneously randomised in order to evaluate the effect of inter-finger synergy on the specificity of DNA binding. These libraries, hereafter denoted collectively as LF2/3, contain variants which specifically recognised DNA sequences of the form XXXXCGGCG or GXXXCGGCG, where X is any nucleotide.

The HaeIII and HhaI methyltransferases modify the internal cytosine (shown in bold lettering) of their respective DNA recognition sequences GGCC and GCGC. We therefore designed two DNA oligos, one containing the sequence GGCCCGGCG and the other GCGCCGGCG, which included the sites required for modification by the respective methylases M.HaeIII or M.HhaI (underlined). The oligos also place these

sequences in the context of binding sites that could be used to screen LF2/3 for zinc fingers that specifically recognise the modified DNA.

The two different target DNA oligonucleotides are prepared using solid phase DNA synthesis such that 5-meC is be chemically incorporated into the appropriate positions (shown in bold lettering) with 100% yield, and a biotin group is added to the 5' terminus of one DNA strand. The synthetically modified DNAs are coupled to a solid support coated with streptavidin and used in separate phage selections as described above. After four rounds of selection, individual zinc finger clones from either selection are screened by phage ELISA for binding to the methylated form of their DNA target site and discrimination against a control oligo containing the unmodified DNA. Four different zinc finger phage clones with varying specificity are selected for further study: (i) clone zfHAE(M) preferentially binds the methylated DNA incorporating the HaeIII site; (ii) clone zfHHA(M) preferentially binds the methylated DNA incorporating the HhaI site; (iii) clone zfHAE(Y) binds the DNA incorporating the HaeIII site regardless of the methylation status; and (iv) clone zfHHA(Y) binds the DNA incorporating the HhaI site regardless of the methylation status.

Table 1 shows the sequences of the oligonucleotides used for selection and of the resulting clones obtained.

096453.12700

Table 1

Oligonucleotide Sequences

5	HAE(M)	5'-tatagtG-GGMC-GGCGtggtcacagtcagtcacacacgtc-3'
	HHA(M)	5'-tatagtG-GMGC-GGCGtggtcacagtcagtcacacacgtc-3'
	HAE(Y)	5'-tatagtG-GGYC-GGCGtggtcacagtcagtcacacacgtc-3'
10	HHA(Y)	5'-tatagtG-GYGC-GGCGtggtcacagtcagtcacacacgtc-3'
	HAE(T)	5'-tatagtG-GGTC-GGCGtggtcacagtcagtcacacacgtc-3'
15	wherein:	M = 5-meC Y = pyrimidine (C/T/M) R = Purine (A/G)

Zinc Finger Clones

		F1							F2							F3						
		-1	1	2	3	4	5	6	-1	1	2	3	4	5	6	-1	1	2	3	4	5	6
	zfHAE(M)	R	S	D	E	L	T	R	R	S	D	D	L	S	Q	R	K	H	H	R	K	E
25	zfHHA(M)	R	S	D	E	L	T	R	R	S	D	D	L	T	R	Y	D	G	A	R	K	R
	zfHAE(Y)	R	S	D	E	L	T	R	R	S	D	D	L	T	G	H	N	R	D	R	K	R
	zfHHA(Y)	R	S	D	E	L	T	R	R	S	D	H	L	S	A	T	N	S	T	R	T	K
	zfHAE(T)	R	S	D	E	L	T	R	R	S	D	D	L	S	T	R	N	D	H	R	K	T

Zinc finger phage binding for each of the above clones is titrated against different amounts of methylated and unmethylated DNA oligos to derive values of the apparent dissociation constants (K_d s) for either DNA binding site (see Figures 4 and 5). The

apparent K_d of each clone for the optimally bound DNA site(s) is in the nanomolar range, similar to that of wild-type Zif268 DNA-binding domain for its preferred target site using this assay. The K_d s obtained are shown in Table 2. Clones zfHAE(M) and zfHHA(M) preferentially bind their respective DNA target sites when 5-meC is incorporated into the correct nucleotide positions, and discriminated against the unmethylated DNA sites by factors of approximately 20-fold and 5-fold respectively. The discrimination shown by zfHAE(M) in particular is good considering the simple DNA recognition mechanism of zinc fingers, and that only a single functional group per DNA molecule has been altered. Clones zfHAE(Y) and zfHHA(Y) bind their respective target sites but do not show any preference for either the modified or unmodified forms.

The four zinc finger clones isolated by phage display using synthetic 5-meC -containing DNA target sites are next tested for binding to enzymatically methylated DNA. In this assay a single DNA fragment is used that incorporates both the GGCCCGGCG and the GCGCCGGCG zinc finger binding site sequences (Figure 6a), which additionally are substrates for methylation by M.HaeIII and M.HhaI respectively. Each zinc finger clone is tested for binding to the DNA before and after DNA modification using one or both methylases. Figure 6b shows that, in contrast to zfHAE(Y) and zfHHA(Y) which both recognise the DNA regardless of the methylation status (as would be expected), zfHAE(M) and zfHHA(M) bind only after specific methylation of the DNA by the appropriate methylase enzyme. Thus enzymatic modification of cytosine to 5-meC can act as a switch that induces specific protein-DNA complex formation.

Table 2

K_ds of each clone for target and non-target oligonucleotides

Clone	Oligonucleotide	K _d
5	z fHAE (M) G-GGMC-GGCG	2.0 +/- 0.2nM
	G-GGCC-GGCG	62 +/- 29nM
	z fHHA (M) G-GMGC-GGCG	14 +/- 3.2nM
	G-GCGC-GGCG	62 +/- 22nM
10	z fHAE (Y) G-GGMC-GGCG	6.3 +/- 1.4nM
	G-GGCC-GGCG	2.0 +/- 0.2nM
	z fHHA (Y) G-GMGC-GGCG	14 +/- 2.0nM
	G-GCGC-GGCG	11 +/- 2.4nM

15

Synergistic zinc finger pairs that discriminate 5-methylcytosine from thymine.

The 5-methyl group of methylcytosine and thymine is a prominent feature of the DNA major groove which contributes important intermolecular (hydrophobic) contacts in protein-DNA interactions but is stereochemically indistinguishable in the two different bases. Consequently, zinc fingers - which frequently achieve DNA recognition by 1:1 contacts between amino acids and bases - often fail to discriminate between the two closely related bases. The phage-selected clone z fHHA(M) is one such zinc finger protein which accepts both thymine and 5-meC with almost equal affinity (Figure 5). In this case it is likely that the aromatic ring of tyrosine forms equally good hydrophobic contacts with the methyl group of either base.

One way in which zinc finger proteins could distinguish 5-meC from thymine is to discriminate the complementary nucleotide in the base-pair. Zinc finger proteins such as Zif268 make base contacts predominantly to only one DNA strand - the 'antiparallel' strand - but, importantly, they can also form 'cross-strand' contacts to certain bases on the complementary, 'parallel' strand. It has been shown that these contacts can make important contributions to DNA-binding specificity. Thus the zinc fingers of Zif268 and

00227-3534960

related proteins can be regarded as binding to overlapping 4bp subsites, where the specificity for the base-pair at the boundary between adjacent subsites potentially arises via contacts from two synergistic zinc fingers to each of the nucleotides in the base-pair (Figure 3). Therefore a zinc finger protein can distinguish a 5-meC:G base-pair from a
5 T:A base-pair provided they are positioned at the overlap between adjacent DNA subsites, such that a contact to the 'parallel' strand can be made.

This is the case for the DNA binding site GGMCCGGCG in which the 5-meC base (bold) is discriminated from thymine by zinc finger clone zfHAE(M). According to the
10 conventional model of zinc finger-DNA recognition, based on the crystal structure of the Zif268-DNA complex and subsequent biochemical experiments, the 5-meC base in the binding site is contacted by the glutamine residue in α -helical position +6 of finger 2 (Figure 3). Additionally, the complementary guanine can be recognised using a synergistic contact from the histidine residue in α -helical position +2 of finger 3 (Figure
15 3).

In order to investigate further the discrimination between 5-meC and thymine, another zinc finger clone is selected, zfHAE(T), which is specific for thymine instead of 5-meC in the context of the above binding site. This clone makes use of a cross-strand contact
20 from aspartate in position +2 of finger 3 to recognise adenine in the 'parallel' strand. In this respect zfHAE(T) is remarkably like the wild-type Zif268 DNA-binding domain, whose zinc fingers each have an Arg-Ser-Asp triad that makes inter- and intra- molecular contacts including cross-strand contacts from the aspartate. Discrimination in favour of thymine by zfHAE(T) is relatively stronger than discrimination for 5-meC by zfHAE(M),
25 presumably owing to the stabilising effect of intramolecular (protein-protein buttressing) interactions and the favourable geometry of this network of contacts.

The dissociation constants for the interactions seen between zfHAE(M), zfHHA(M) and zfHAE(T) and 5-meC or T oligonucleotides are set forth in Table 3.

Table 3

 K_d s of each clone for 5-meC and T oligonucleotides

Clone	Oligonucleotide	K_d
5	zfHAE (M) G-GGMC-GGCG	2.0 +/- 0.2nM
	G-GGTC-GGCG	27 +/- 4.4nM
	zfHHA (M) G-GMGC-GGCG	14 +/- 3.2nM
	G-GTGC-GGCG	6.1 +/- 4.5nM
10	zfHAE (T) G-GGMC-GGCG	3.4 +/- 0.5nM
	G-GGTC-GGCG	n/a

15 **Example 5****Methylcytosine-specific restriction enzyme**

20 Phage-selected or rationally designed zinc finger domains which recognise modified bases, including 5-meC, can be converted to restriction enzymes which cleave DNA containing those modified bases, including 5-meC. This is achieved by coupling a modified base-specific zinc finger to a cleavage domain of a restriction enzyme or other nucleic acid cleaving moiety.

25 A method of converting zinc finger DNA-binding domains to chimaeric restriction endonucleases has been described in Kim, *et al.*, (1996) Proc. Natl. Acad. Sci. USA 93:1156-1160. In order to demonstrate the applicability of methylcytosine-specific zinc fingers to restriction enzymes, a fusion is made between the catalytic domain of Fok I as described by Kim *et al.* and the 5-meC specific zinc finger described in Example 3. Fusions of the 5-meC zinc finger nucleic acid-binding domain to the catalytic domain of
30 Fok I restriction enzyme results in a novel endonuclease which cleaves DNA adjacent to the DNA recognition sequence of the zinc finger, namely GCGGMGGCG.

The oligonucleotides GCGGMGGCG and GCGGCGGCG are synthesised and ligated to random DNA sequences. After incubation with the zinc finger restriction enzyme, the nucleic acids are analysed by gel electrophoresis. Bands indicating cleavage of the nucleic acid at a position corresponding to the location of the oligonucleotide
5 GCGGMGGCG are visible with the methylated, but not the unmethylated, nucleic acid.

In a further experiment, the 5-meC-specific zinc finger is fused to an amino terminal copper/nickel binding motif. Under the correct redox conditions (Nagaoka, M., *et al.*, (1994) J. Am. Chem. Soc. 116:4085-4086), sequence-specific DNA cleavage is
10 observed, only in the presence of 5-meC containing DNA incorporating the oligonucleotide GCGGMGGCG.

Example 6

Determination of methylase activity in vivo

15

A reporter systems is produced which produces a reporter signal conditionally depending on the activity of a DNA methylase.

A transient transfection system using zinc finger transcription factors is produced as described in Choo, Y., *et al.*, (1997) J. Mol. Biol 273:525-532. This system comprises
20 an expression plasmid which produces a 5-meC specific phage-selected zinc finger fused to the activation domain of HSV VP16, and a reporter plasmid which contain the recognition sequence of the zinc finger upstream of a CAT reporter gene.

25 Thus, a zinc finger which recognises the DNA sequence GCGGCCGCG selected by phage display as described in Choo, Y. & Klug, A. (1994) Proc. Natl. Acad. Sci. U.S.A. 91:11163-11167. By the method of the preceding examples, a further zinc finger is selected which is capable of binding to the sequence GCGGMCGCG where the central base M is 5-meC, and used to construct transcription factors as described in the
30 foregoing.

004433:12700

A transient expression experiment is conducted, wherein the CAT reporter gene on the reporter plasmid is placed downstream of the sequence GCGGCCGCG. The reporter plasmid is cotransfected with a plasmid vector expressing the zinc finger-HSV fusion under the control of a constitutive promoter. No activation of CAT gene expression is
5 observed.

However, when the same experiment is conducted in the presence of Hae III methylase, CAT expression is observed as a result of the methylation of GCGGCCGCG to form GCGGMC GCG, and consequent binding of the zinc finger transcription factor to its
10 recognition sequence.

004635.12700

Claims

1. A zinc finger polypeptide which binds to a target DNA sequence containing a modified base but not to an identical sequence containing the equivalent unmodified base.
- 5
2. A polypeptide according to claim 1, wherein the target DNA sequence comprises a triplet having 5-meC at the central position, and binding to the 5-meC residue by an α -helical zinc finger binding motif in the polypeptide is achieved by placing an Ala residue at position +3 of the α -helix.
- 10
3. A method for preparing a DNA binding polypeptide of the Cys2-His2 zinc finger class capable of binding to a DNA triplet in target DNA sequence comprising 5-meC as the central residue in the target DNA triplet, wherein binding to the 5-meC residue by an α -helical zinc finger DNA binding motif of the polypeptide is achieved by placing an Ala residue at position +3 of the α -helix of the zinc finger.
- 15
4. A method for preparing a DNA binding polypeptide of the Cys2-His2 zinc finger class capable of binding to a DNA triplet in target DNA sequence comprising 5-meC, but not to an identical triplet comprising unmethylated C, wherein binding to each base of the triplet by an α -helical zinc finger DNA binding motif in the polypeptide is determined as follows:
- 20
- a) if the 5' base in the triplet is G, then position +6 in the α -helix is Arg and/or position ++2 is Asp;
- 25
- b) if the 5' base in the triplet is A, then position +6 in the α -helix is Gln or Glu and ++2 is not Asp;
- c) if the 5' base in the triplet is T, then position +6 in the α -helix is Ser or Thr and position ++2 is Asp; or position +6 is a hydrophobic amino acid other than Ala;
- d) if the 5' base in the triplet is C, then position +6 in the α -helix may be any amino acid,
- 30
- provided that position ++2 in the α -helix is not Asp;
- e) if the central base in the triplet is G, then position +3 in the α -helix is His;
- f) if the central base in the triplet is A, then position +3 in the α -helix is Asn;

00453.12700

- g) if the central base in the triplet is T, then position +3 in the α -helix is Ala, Ser, Ile, Leu, Thr or Val; provided that if it is Ala, then one of the residues at -1 or +6 is a small residue;
- h) if the central base in the triplet is 5-meC, then position +3 in the α -helix is Ala, Ser, Ile, Leu, Thr or Val; provided that if it is Ala, then one of the residues at -1 or +6 is a small residue;
- i) if the 3' base in the triplet is G, then position -1 in the α -helix is Arg;
- j) if the 3' base in the triplet is A, then position -1 in the α -helix is Gln and position +2 is Ala;
- k) if the 3' base in the triplet is T, then position -1 in the α -helix is Asn; or position -1 is Gln and position +2 is Ser;
- l) if the 3' base in the triplet is C, then position -1 in the α -helix is Asp and Position +1 is Arg.
5. A method for producing a zinc finger polypeptide capable of binding to a DNA sequence comprising a modified residue, but not to an identical sequence comprising an equivalent unmodified residue, comprising the steps of:
- a) providing a DNA library encoding a repertoire of zinc finger polypeptides, the DNA members of the library being at least partially randomised at one or more of the positions encoding residues -1, 2, 3 and 6 of an α -helical zinc finger binding motif of the zinc finger polypeptides;
- b) displaying the library in a selection system and screening it against a target DNA sequence comprising the modified residue;
- c) isolating the DNA members of the library encoding zinc finger polypeptides capable of binding to the target sequence; and
- d) optionally, verifying that the zinc finger polypeptides do not bind significantly to a DNA sequence identical to the target DNA sequence but containing the equivalent unmodified residue in place of the modified residue.

13. A method according to any one of claims 10 to 12 wherein X^b is T or L.

14. A method according to any one of claims 10 to 13 wherein $X_{2,3}$ is G-K-A, G-K-C, G-K-S, G-K-G, M-R-N or M-R.
15. A method according to any one of claims 10 to 14 wherein the linker is T-G-E-K or T-G-E-K-P.
16. A method according to any one of claims 10 to 15 wherein position +9 is R or K.
17. A method according to any one of claims 10 to 16 wherein positions +1, +5 and +8 are not occupied by any one of the hydrophobic amino acids, F, W or Y.
18. A method according to claim 17 wherein positions +1, +5 and +8 are occupied by the residues K, T and Q respectively.
19. A method for preparing a DNA binding polypeptide of the Cys2-His2 zinc finger class capable of binding to a DNA triplet in target DNA sequence comprising 5-mC, but not to an identical triplet comprising unmethylated C:
- selecting a model zinc finger domain from the group consisting of naturally occurring zinc fingers and consensus zinc fingers; and
 - mutating the finger by the method of any one of claims 3 to 17.
20. A method according to claim 19, wherein the model zinc finger is a consensus zinc finger whose structure is selected from the group consisting of the consensus structure P Y K C P E C G K S F S Q K S D L V K H Q R T H T G, and the consensus structure P Y K C S E C G K A F S Q K S N L T R H Q R I H T G E K P.
21. A method according to claim 19 wherein the model zinc finger is a naturally occurring zinc finger whose structure is selected from one finger of a protein selected from the group consisting of Zif 268 (Elrod-Erickson *et al.*, (1996) Structure 4:1171-1180), GLI (Pavletich and Pabo, (1993) Science 261:1701-1707), Tramtrack (Fairall *et*

00454533-11300

al., (1993) Nature 366:483-487) and YY1 (Houbaviy *et al.*, (1996) PNAS (USA) 93:13577-13582).

22. A method according to claim 21 wherein the model zinc finger is finger 2 of Zif
5 268.

23. A method according to any one of claims 3 to 22 wherein the binding protein comprises two or more zinc finger binding motifs, placed N-terminus to C-terminus.

10 24. A method according to claim 22, wherein the N-terminal zinc finger is preceded by a leader peptide having the sequence MAEEKP.

25. A method according to claim 23 or claim 24, wherein the DNA binding protein is constructed by recombinant DNA technology, the method comprising the steps of:
15

- a) preparing a DNA coding sequence encoding two or more zinc finger binding preparable according to claim 23 or 24, placed N-terminus to C-terminus;
- b) inserting the DNA sequence into a suitable expression vector; and
- c) expressing the DNA sequence in a host organism in order to obtain the DNA binding
20 protein.

26. A method according to one of claims 3 to 25 comprising the additional steps of subjecting the DNA binding protein to one or more rounds of randomisation and selection in order to improve the characteristics thereof.
25

27. A zinc finger polypeptide which binds to a target DNA sequence containing a modified base but not to an identical sequence containing the equivalent unmodified base, preparable by a method according to any one of claims 3 to 26.

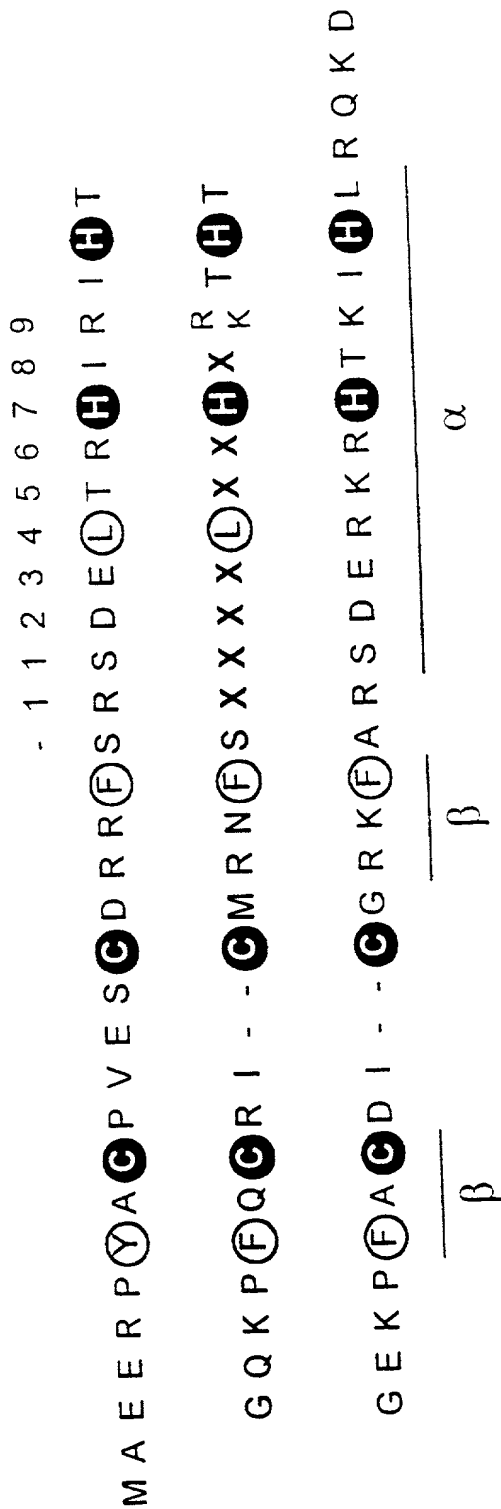


FIG. 1A

2/7

(i) G C G G M G G C G

-1 1 2 3 4 5 6 7 8 9

R A D (A) L M V H K R

R G D (A) L T S H E R

(ii) G C G G T G G C G

-1 1 2 3 4 5 6 7 8 9

R A D (A) L M V H K R

R G D (A) L T S H E R

R V D (A) L E A H R R

R E D (A) L I R H G K

(iii) G C G G C G G C G

-1 1 2 3 4 5 6 7 8 9

R G P (D) L A R H G R

R E D (V) L I R H G K

FIG. 1B

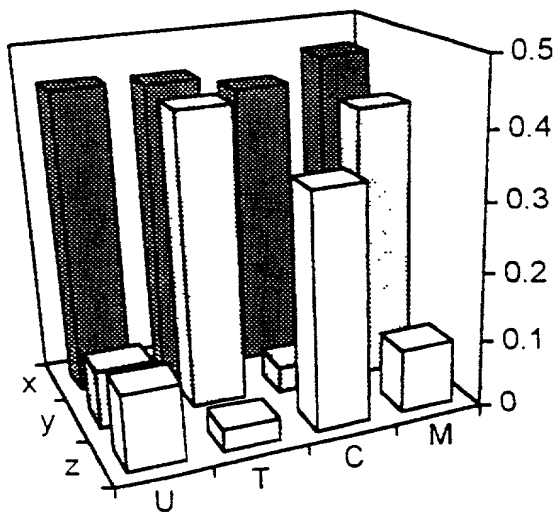


FIG. 1C

SUBSTITUTE SHEET (RULE 26)

00227-ES294960

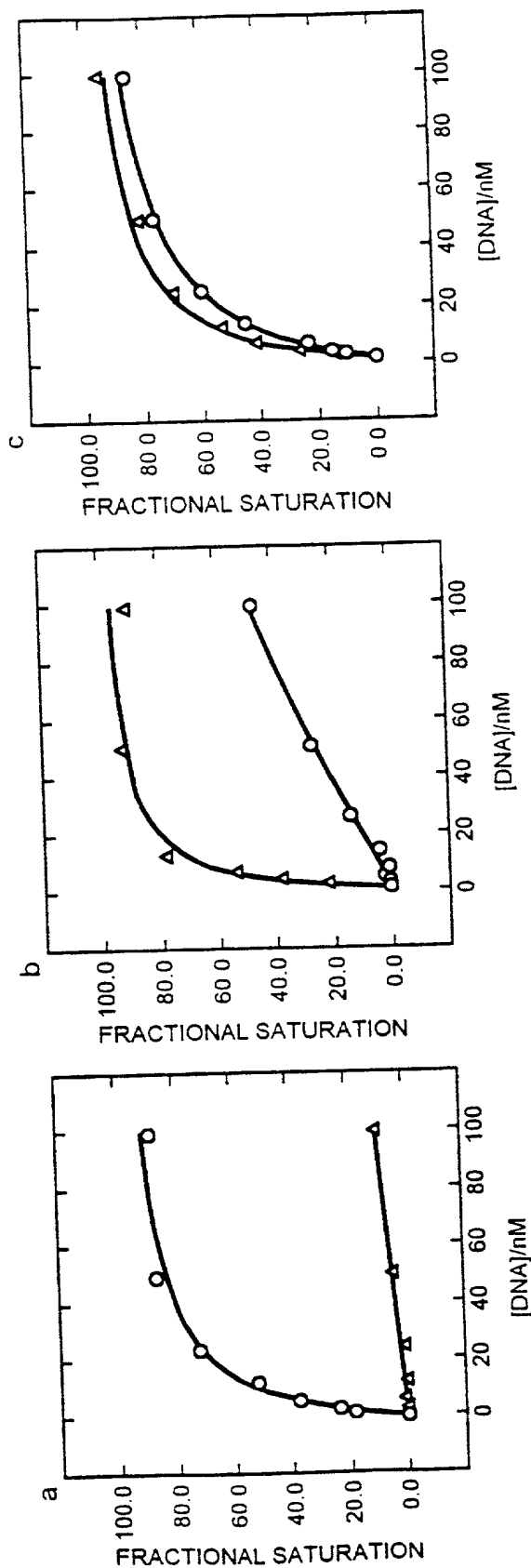
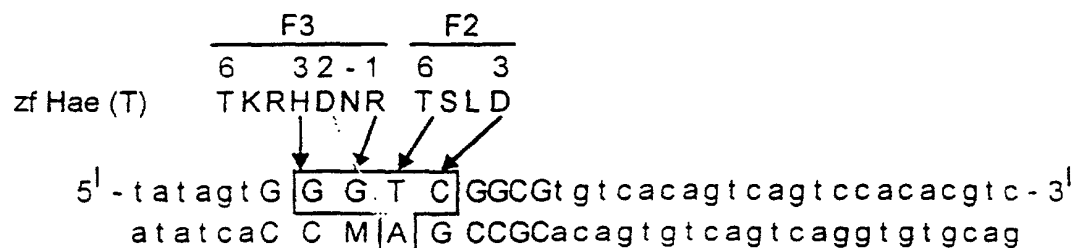
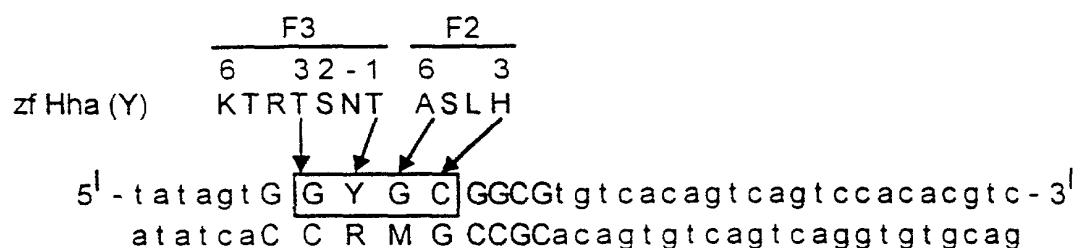
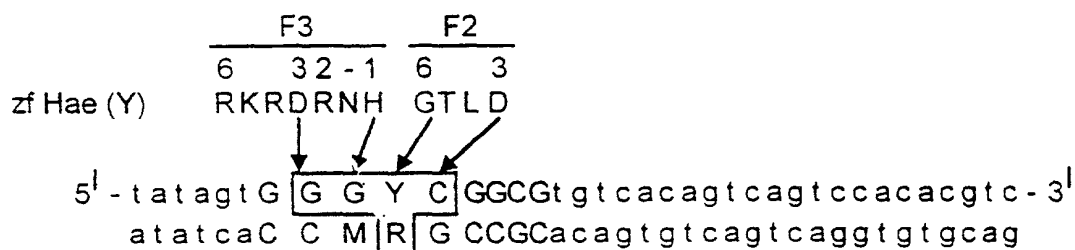
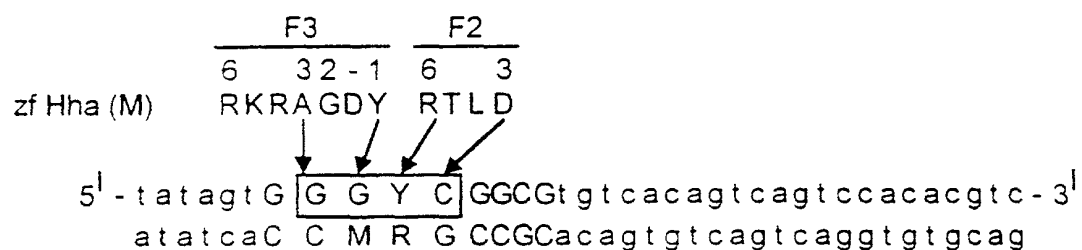
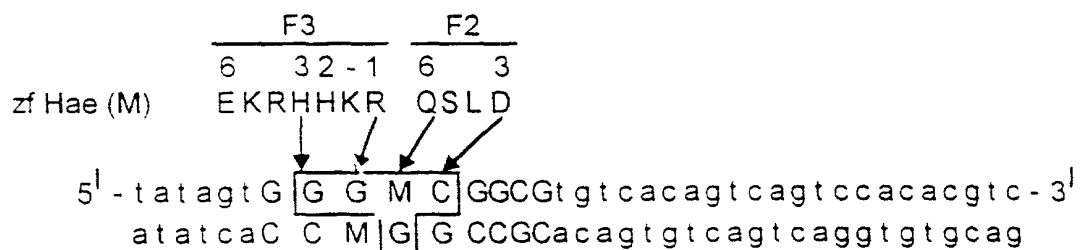


FIG. 2

4 / 7



M=5-methylcytosine Y=pyrimidine (C/T/M) R=purine (A/G)

FIG. 3

SUBSTITUTE SHEET (RULE 26)

002277-6564960

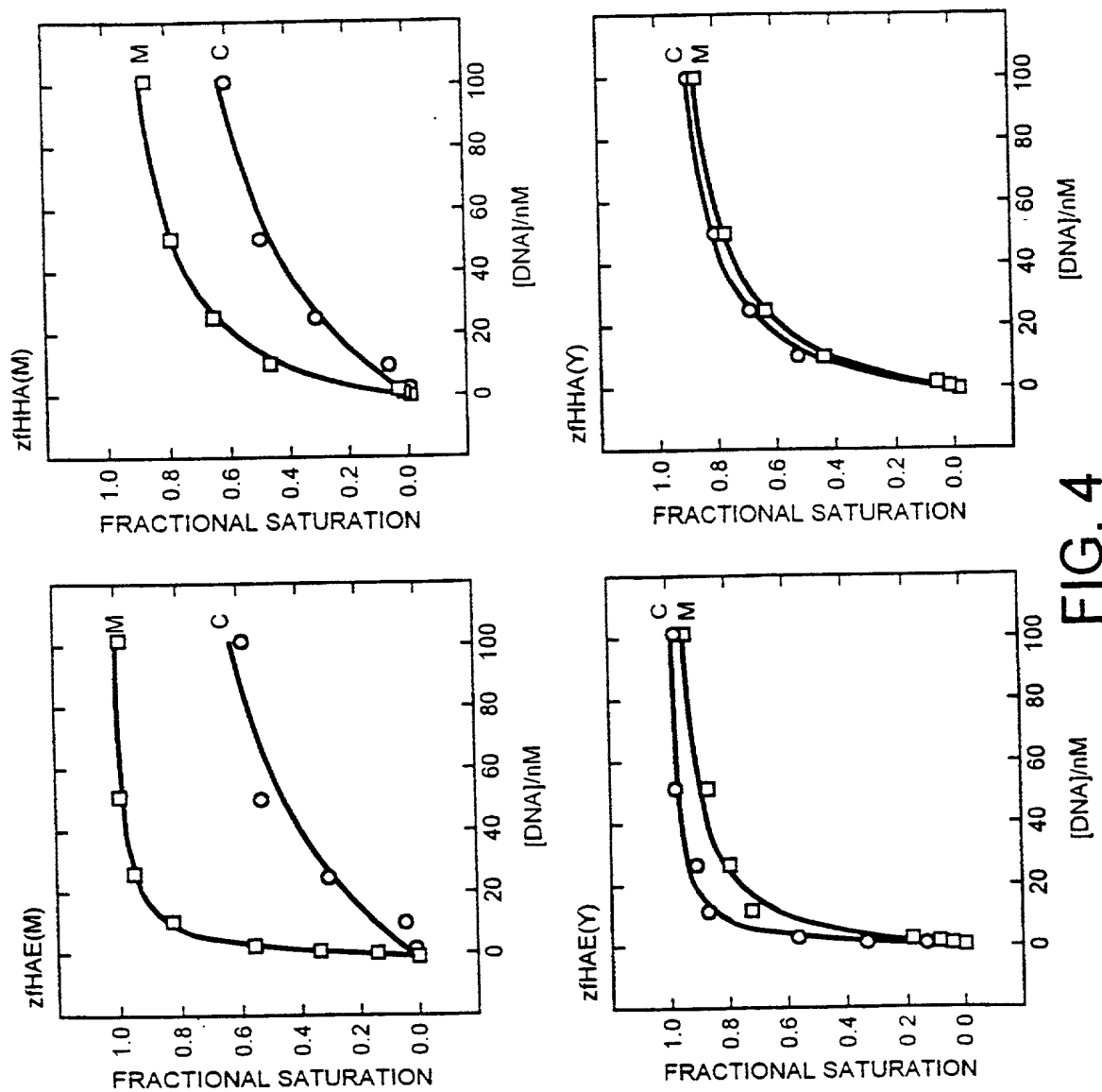


FIG. 4

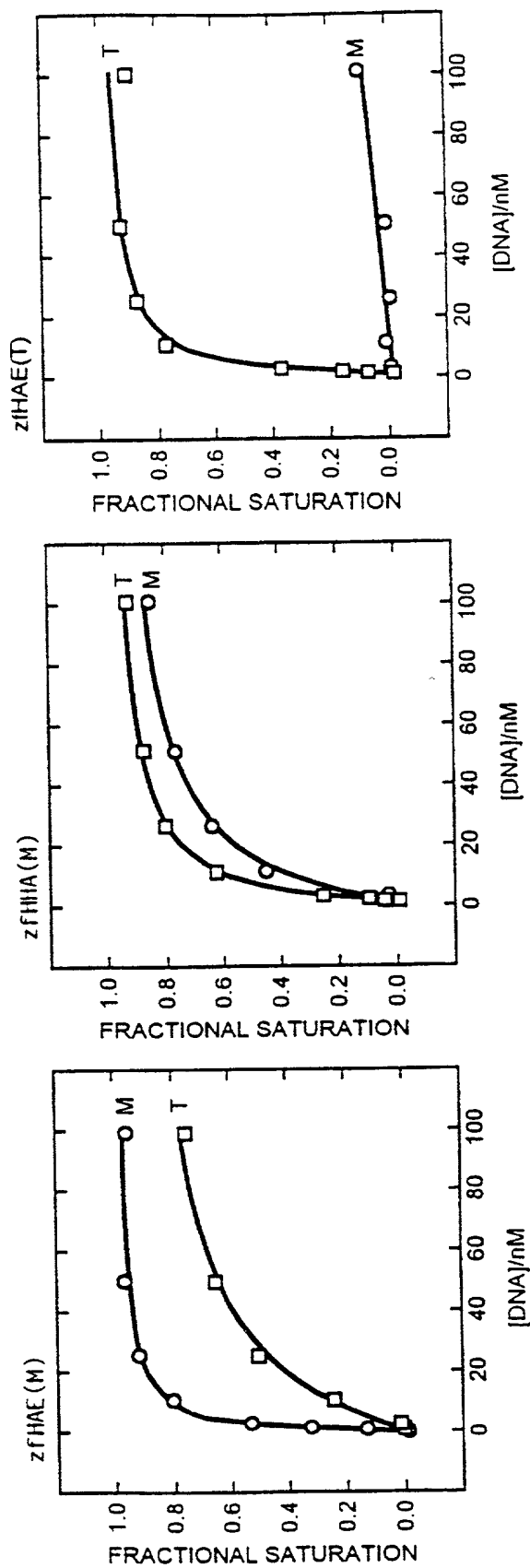


FIG. 5



FOR UTILITY/DESIGN
CIP/PCT NATIONAL/PLANT
ORIGINAL/SUBSTITUTE/SUPPLEMENTAL
DECLARATIONS

RULE 63 (37 C.F.R. 1.63)
DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PM & S
FORM

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the INVENTION ENTITLED NUCLEIC ACID BINDING PROTEINS

the specification of which (CHECK applicable BOX(ES))

X ☐ is attached hereto
BOX(ES) → B ☒ was filed on September 18, 2000 as U.S. Application No. 09/646,353
→ C ☐ was filed as PCT International Application No. PCT/ on

and (if applicable to U.S. or PCT application) was amended on

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56. Except as noted below, I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International Application which designated at least one other country than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International Application, filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which priority is claimed, or (2) if no priority claimed, before the filing date of this application.

PRIOR FOREIGN APPLICATION(S)

Number	Country	Day/MONTH/Year Filed	Date first Laid-open or Published	Date Patented or Granted	Priority NOT Claimed
9805576.7	Great Britain	17/March/1998			
9806895.0	Great Britain	31/March/1998			
9807246.5	Great Britain	03/April/1998			

If more prior foreign applications, X box at bottom and continue on attached page.

Except as noted below, I hereby claim domestic priority benefit under 35 U.S.C. 119(e) or 120 and/or 365(c) of the indicated United States applications listed below and PCT International applications listed above or below and, if this is a continuation-in-part (CIP) application, insofar as the subject matter disclosed and claimed in this application is in addition to that disclosed in such prior applications, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of each such prior application and the national or PCT international filing date of this application.

PRIOR U.S. PROVISIONAL, NONPROVISIONAL AND/OR PCT APPLICATION(S)

Application No. (series code/serial no.)	Day/MONTH/Year Filed	Status	Priority NOT Claimed
PCT/GB99/00816	17/March/1999	pending, abandoned, patented	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint Pillsbury Madison & Sutro LLP, Intellectual Property Group, 1100 New York Avenue, N.W. Ninth Floor, East Tower Washington, D.C. 20005-3918 telephone number (202) 861-3000 (to whom all communications are to be directed), and the below-named persons (of the same address) individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, and I hereby authorize them to delete names/numbers below of persons no longer with their firm and to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct the above firm and/or a below attorney in writing to the contrary.

Paul N. Kokulis	16773	Paul E. White, Jr.	32011	Stephen C. Glazier	31361	Adam R. Hess	41835
Raymond F. Lippitt	17519	Glenn J. Perry	28458	Ruth N. Morduch	31044	William P. Atkins	38824
G. Lloyd Knight	17688	Kendrew M. Cotton	30368	Richard H. Zaitlen	27248	Paul L. Sharer	36004
Kevin E. Joyce	20508	G. Paul Edgell	24238	Roger R. Wise	31209		
George M. Simla	18221	Lynn E. Eccleston	35861	Jay M. Finkelstein	21082		
Donald J. Bird	25323	Timothy J. Klima	34852	Michael R. Dzwonczyk	36787		
Peter W. Gowdey	25872	David A. Jakopin	32995	W. Patrick Bengtsson	32456		
Dale S. Lazar	28872	Mark G. Paulsen	30783	Jack S. Baruffa	37087		

(1) INVENTOR'S SIGNATURE: [Signature]

Date: 12/02/01

Yen	CHOO
First	Middle Initial
Residence	United Kingdom
City	State/Foreign Country
Post Office Address	Country of Citizenship
c/o MRC Laboratory of Molecular Biology, Medical Research Council, Hills Road, Cambridge CB2 2QH, United Kingdom	
(include Zip Code)	

(2) INVENTOR'S SIGNATURE: [Signature]

Date: 13/2/01

Mark	ISALAN
First	Middle Initial
Residence	United Kingdom
City	State/Foreign Country
Post Office Address	Country of Citizenship
24 Shottfield Avenue, East Sheen, London SW14 8EA, United Kingdom	
(include Zip Code)	

FOR ADDITIONAL INVENTORS, "X" box ☐ and proceed on the attached page to list each additional inventor
☐ See additional foreign priorities on attached page (incorporated herein by reference)

Atty Dkt. No. PM273884

Rule 56(a) & (b) = 37 C.F.R. 1.56(a) & (b)
PATENT AND TRADEMARK CASES - RULES OF PRACTICE
DUTY OF DISCLOSURE

- (a) ...Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the [Patent and Trademark] Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability... (b) information is material to patentability when it is not cumulative and (1) It also establishes by itself, or in combination with other information, a prima facie case of unpatentability of a claim or (2) refutes, or is inconsistent with, a position the applicant takes in: (i) Opposing an argument of unpatentability relied on by the Office, or (ii) Asserting an argument of patentability

PATENT LAWS 35 U.S.C.

§102. Conditions for patentability; novelty and loss of right to patent

A person shall be entitled to a patent unless--

- (a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for patent or
- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of the application for patent in the United States, or
- (c) he has abandoned the invention, or
- (d) the invention was first patented or caused to be patented, or was the subject of an inventor's certificate, by the applicant or his legal representatives or assigns in a foreign country prior to the date of the application for patent in this country on an application for patent or inventor's certificate filed more than twelve months* before the filing of the application in the United States, or
- (e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent, or
- (f) he did not himself invent the subject matter sought to be patented, or
- (g) before the applicant's invention thereof the invention was made in this country by another who had not abandoned, suppressed, or concealed it. In determining priority of invention there shall be considered not only the respective dates of conception and reduction to practice of the invention, but also the reasonable diligence of one who was first to conceive and last to reduce to practice, from a time prior to conception by the other.

§103. Condition for patentability; non-obvious subject matter

- (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made. . . .
- (c) Subject matter developed by another person, which qualified as prior art only under subsection (f) or (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

* Six months for Design Applications (35 U.S.C. 172).